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House of Representatives

Little Rock, Arkansas:
Tuesday March 11. 1879.

The House met pursuant to adjournment at 9 o'clock, a.m. The Speaker in the chair.

The Clerk called the roll, and the following members answered to their names: Messrs. Askew, Barker, Barry Black (of Boone) Black (of Randolph) Blackwood, Bobo, Braly, Britt Brown (of Lee) Brown (of White) Bumpass, Burce, Burns, Carter, Chick, Conway, Coody, Creekmore, Cunningham, Davidson (of Sharp) Davidson (of Izard) Demby, Fishback, Flippin, Fraser, Gillam, Greening, Hanly, Hare, Harrison, Holder, Hollefield, Holmes, Hudson, Jordan, Joyner, Keith Kemp, King, Lee (of Howard) Lowdermilk, Mack, Martin McCannell, McCracken, McMurtrey, Miller (of Conway) Minor, Montgomery, Moore, Morris (of Carroll) Morris (of Stone) Murphy, Owen, Payne, Pindall, Priddy, Quarles, Richardson, Roden, Simmons Stanley Steel, Stubbs, Tate, Taylor, Thomas, Turner, Tyson, Walker (of Columbia) Walker (of Washington) Warner, Washburn, Williams, Wright and Mr. Speaker. Quorum Present.

Messrs. Archer, Barnett, Brinkley, Dawson, Dickinson, and Lee (of Newton) answered to their names.

Rev. Mr Dye, Chaplain, offered prayer.

The Clerk read the journal of yesterday's proceedings and there being no objection thereto, it was signed by the Speaker and Clerk of the House.

That part of the journal relating to the balloting for locating the Asylum for the Insane, and the reports and petitions relating to the same; and also the reports of the Committee to investigate the charge of Bribery; also the reports of the election Committee; Was, on motion of Mr. Walker, (of Washington) ordered to be not read.

On motion of Mr. Hudson, the special orders were deferred, and H.B. No. 170 was taken up and read first time.

H.B. #170

S.B. 170. On motion, the rules were suspended, and the Bill read a second time, and made the special order for tomorrow immediately after the reading of the journal.

Mr. Granville Ryles appeared at the Bar of the House, and was duly sworn as a representative by the Speaker, by taking and subscribing the oath prescribed by law.

Mr. Braly, from Committee on engrossed Bills, reported

H.B. # 302 back H.B. No. 302, as correctly engrossed.

Mr. Taylor answered to his name.
Mr Riddick answered to his name
Mr. Barker moved to defer the special orders and take up S.B. No. 171.

Mr. Thomas moved to amend by deferring the special

S.B. # 47 orders, suspending the rules, and taking up S.B. No. 47. Which was so ordered by the House.

Mr. Thomas moved that the Bill be ~~read~~ a third time ~~and~~ placed upon its passage: and that the reading of the Governor's message be dispensed with.

On the motion to dispense with the reading of the Governor's message, the ayes and noes were called, and the call being sustained,

The Clerk called the roll; The following members voted in the affirmative: Messrs. Aiken, Barnett, Barker, Barry, Black (of Boone) Bobo, Brinkley, Britt, Brown (of Lee) Brown, (of White) Bumpass; Cluck, Conway, Coody, Creekmore, Davidson, (of Izard.) Denby, Dickinson, Flippin, Hardy Hare, Harrison, Holder, Holifield, Hudson, Jordan, Keith, Kemp, King, Lee (of Howard) Lee (of Newton) Lowdermilk, Mack, McBracken, Mc Murtrey, Miller (of Conway) Morris (of Carroll) Morris (of Stone) Owen, Priddy, Roden, ~~Ryles~~, Simmons, Stanley, Steel, Tate, Taylor, Thomas, Turner, Washburn, Williams; 50

In the negative: Messrs. Archer, Black (of Randolph) Blackwood, Braly, Bunce, Burns, Cunningham, Davidson (of Sharp) Dawson, Fishback, Fraser, Gillam Greening, Holmes, Joyner, Martin, McCormick, Minor, Montgomery, Moore Murphy, Payne Prindall, Quarles,

Richardson, Ryles, Stubbs, Tyson, Walker (of Columbia) Walker, (of Washington) Warner, Wright, and Mr. Speaker - 33.

As the reading of the Governor's message was dispensed with.

Mr. Conway sent to the Clerk's desk the following:

"Mr. Speaker:

I vote Ø, not from any discourtesy to the Governor, but because of the want of time to consider the same.

Conway, of Hempstead"

Mr. McConnell, from Committee on enrolled Bills, reported as follows:

H Bills 195, 297, 172, 210, 183, 276, 179

Mr. Speaker: Your Committee on enrolled Bills report that they have examined House Bills numbered 195, 297, 172, 210, 183, 276, 179; and find that said Bills are correctly enrolled, signed by the Speaker of the House and President of the Senate; and have presented said bills to his excellency the Governor, for his consideration.

McConnell, Chairman.

S.B. No 47

The question being shall S.B. No 47 pass, notwithstanding the Governor's veto; the Clerk called the roll,

The following members voted in the affirmative: Messrs: Aslew, Barker, Barry, Black (of Bone) Bobo, Braly, Brinkley, Britt, Brown (of White) Bumpass, Burns, Chick, Conway, Coody, Creekmore, Davidson (of Izard) Demby, Dickinson, Fishback, Flippin, Fraser, Gillam, Hare, Harrison, Haider, Hallfield, Holmes, Hudson, Jordan, Joyner, Keith, Kemp, King, Lee (of Howard) Lee (of Newton) Lowdermilk, Mack, McConnell, McCracken, McMurtrey, Miller (of Conway) Moore, Morris (of Clarrell) Morris (of Stone) Owen, Priddy, Riddick, Richardson, Roden, Simmons, Stanley Steel, Stubbs, Tate, Taylor, Thomas, Turner, Tyson, Walker (of Columbia) Walker (of Washington) Warner, Washburn, Williams and Mr. Speaker = 64

In the negative: Messrs: Archer, Barnett, Black (of Randolph) Blackwood, Brown (of Lee) Burce, Cunningham Davidson, (of Sharp) Dawson, Greening, Hanly, Martin, Minor, Montgomery, Murphy, Payne, Pindall, Quarles, Ryles, Wright 20.

In the affirmative, 64
In the negative 20
Absent and not voting 9
93

So S.B. No 47 having two thirds majority of all the votes cast, Passed.

Mr. Britt moved to defer the special order, and take up S.B. No. 137.

Mr. Black, (of Randolph) moved as a substitute to defer the special order, and take up all senate Bills:

Mr Stubbs moved as an amendment to Mr Black's substitute, to take up special order:

HB 302 H.B. No 302: Which was agreed to

On motion of Mr Walker, (of Washington) H.B. No 302; was read the third time: and the question being shall the Bill pass:

The Clerk called the roll:

The following members voted in the affirmative: Messrs: Archer, Barnett, Barker, Barry, Bobo, Baly, Brown (of Lee) Brown (of White) Burce, Cebuck, Conway, Coody, Creekmore, Cunningham, Dickinson Fishback, Gillam, Greening, Hainly, Hare, Holder, Holifield, Holmes, Hudson, Jordan, Joyner, Keith, Martin, McMurtrey, Minor, Montgomery, Moore, Murphy, Payne, Pindall, Priddy, Quarles, Riddick, Richardson, Ryles, Stanley, Stubbs, Taylor, Thomas, Turner, Tyson, Walker, (of Columbia) Walker (of Washington) Warner, Wright, and Mr. Speaker, = 51

In the negative: Aiken, Black, (of Boone) Black (of Randolph) Blackwood, Brinkley, Britt, Bumpass, Burns, Davidson (of Izard) Davidson (of Sharp) Dawson, Demby, Flippin Frazer, Harrison, Kemp, King, Lee (of Howard) Lee (of Newton) Lowdermick, Mack, McCannell, McCracken, Miller (of Conway) Morris (of Stone) Owen, Roden, Simmons, Steel, ~~Stubbs~~ Tate, Washburn, Williams = 32.

In the affirmative = 51
In the negative 32
Absent and not voting 10
93

So N.B. No 302, passed.

The following explanations were sent to the Clerk's desk, "Mr. Speaker: In voting no, my reason is that I think it takes too much of the people's money, and that too specifically. I would vote for a sufficient amount to repair the building. Make this a part of record:" Williams.

"Mr Speaker: I think, considering the financial condition of the State the appropriation is extravagant, I doubt the propriety of taxing the poor to educate the rich. I therefore vote no." McDonnell.

"Mr Speaker: I vote "no", because I am of the opinion that if the present Bill becomes a law that the appropriation will not be sufficient to raise the status of the State University above that of a normal School and will preclude the students at said institution from obtaining a complete, thorough, and practical classical and scientific education"
Dawson, of Jefferson.

Mr. Barker moved to defer the special order, and take up
S.B. 171. S.B. No 171:

Mr Steel moved as a substitute to defer special order and suspend the rules and take up S.B. No. 187:
S.B. 187

Mr. Black (of Randolph) moved as an amendment, to defer the special order, suspend the rules, and take up all the Senate Bills on first reading:

Which was so ordered by the House.

Thereupon, the following Senate Bills were taken up and read a first time, to wit:

S.B. No 83: S.B No 30: S.B No 62: S.B No 74 = S.B. No. 101 = S.B No 105 = S.B No 113 = S.B No 53 = S.B No 56 = S.B No 110 = S.B No 138 = S.B No. 118 = S.B No 82 = S.B No 61 = S.B No 123 = S.B No 187 = S.B No 59 = S.B. No 65 = S.B No 97 = S.B No 153 = S.B No 130 = S.B No 141 = S.B No 88 = S.B No 124 = S.B No 129 = S.J.R. No 5 = S.B. No 27 = S.B. No 184 = S.B No 174 = S.B. No 140 = S.B No 132 = S.B. No 193.

S.B. No 165. S.B. No 154. S.B No 107. S.B. No. 157. S.B No. 179. S.B. No. 104. S.B. No 161, S.B. No 171.

On motion of Mr. Bumpass, the rules were suspended, and
S.B# 174 S.B. No. 174, was read a second time, and made special order for tomorrow at 10 o'clock, a.m.

On motion of Mr. Stubbs, the rules were suspended, and
S.B# 165 S.B. No. 165 was read a second time, and made special order for tomorrow immediately after reading the journal.

On motion of Mr. Holmes, the rules were suspended, and
S.B# 104 S.B. No 104 was read a second time, and made special order for tomorrow at 11 o'clock, a.m.

On motion of Mr Pindall, the rules were suspended, and
S.B# 171. S.B. No 171 was read a second time, and made special order for tomorrow at 10½ o'clock, a.m.

A message was announced from the Governor:
Mr. Joblyn, Private Secretary to the Governor, appeared and read as follows:

Executive Office, Little Rock, Mch 11, 1879.

Mr. Speaker: I have approved and signed the following Bills:

H.B# 195 H.B. No 195, "An act for the prevention of cruelty to animals".
H.B# 210 H.B. No 210, "An act to prevent obstructing the channel of Bayou Bartholomew."
H.B# 276 H.B. No 276, An act to amend an act entitled an act to alter the Fifth, Seventh, and Eight Judicial Circuit of the State of Arkansas, and to create the twelfth Judicial Circuit; and to fix the time for holding Courts in the Counties composing said Circuit,
H.B# 297 H.B. No. 297: An act to prescribe the time for holding the Circuit Courts in the Eight judicial Circuit.
H.B# 183. H.B. No 183, An act to amend an act to regulate the letting of public contracts, approved 28th November, 1874
H.B# 179 H.B. No. 179, an act to amend section five thousand three hundred and thirty-six (5336) of Gantt's Digest, and for other purposes,
H.B# 172 H.B. No. 172, An act for the Benefit of Fort Smith

district High School, located at Bonneville, in the County of Logan."

M. R. Miller,
Governor.

On motion of Mr. Tate, the House at 12 35 o'clock P.M. took a recess until 2 30 o'clock P.M.

After Recess, at 2 30 o'clock P.M.
The Speaker resumed the chair, and the Clerk called the roll;

The following members answered to their names, Messrs Askew, Barnett, Black (of Boone) Black (of Randolph) Blackwood Bobo, Braly, Britt, Brown (of White) Bumpass, Bunce, Burns, Carter, Chuck, Conway, Coody, Creekmore Davidson (of Sharp) Davidson (of Izard) Dawson, Demby, Fishback, Flippin, Fraser, Gillam, Greening, Hare, Harrison, Holder, Holmes; Hudson; Jordan; Keith, Kemp, King, Lee (of Howard) Lowdermilk, Mack, Martin, McConnell, McCracken, McMurtrey, Miller (of Conway) Minor, Montgomery, Moore, Morris (of Clarrall) Morris (of Stone) Murphy, Owen, Pindall, Priddy, Riddick, Richardson, Rodgers, Stanley, Steel, Stubbs, Tate, Taylor, Thomas, Turner, Tyson Walker (of Columbia) Warner, Washburn, Williams, Wright, and Mr. Speaker.

Quorum Present.

Mr Dickinson answered to his name;

On motion of Mr Stubbs, the special order was deferred, the rules suspended, and H.B. No 334 was taken up and read a second time.

H.B. 334

Mr. Archer answered to his name.

On motion of Mr. Stubbs, the rules were further suspended, and the Bill read a third time, and placed upon its passage. Messrs Barker, Hanley, Ryles answered to their names.

H.B. 334

The question being upon the passage of the Bill, the Clerk called the roll;

The following members voted in the affirmative, Messrs Archer, Askew, Barnett, Barker, Barry, Black (of Boone) Black (of Randolph) Blackwood, Bobo, Braly, Brown (of White) Bumpass, Bunce, Burns, Carter, Chuck, Coody, Creekmore, Davidson (of Sharp) Davidson, (of Izard) Dawson, Demby, Dickinson, Fishback, Flippin, Fraser, Gillam, Hanly, Hare, Harrison, Holder, Holifield, Holmes, Hudson, Jordan, Joyner, Keith Kemp, King, Lee (of Howard) Lowdermilk, Mack, Martin McConnell, McCracken, Miller (of Conway) Minor. Moore

Morris (of Caswell) Morris (of Stone) Owen, Pindall, Priddy, Riddick, Richardson, Roden, Ryles, Simmons, Stanley, Steel, Stubbs, Tate, Taylor, Thomas, Turner, Tyson, Walker (of Columbia) Warner, Williams, and Mr. Speaker. = 70

None in the negative.

In the affirmative —	70
In the negative	0
absent and not voting	23
	93

So House Bill No 384 Passed.

A message from the Senate was announced: Mr. Fatherly, assistant secretary of the Senate, appeared and read as follows:

Senate Chamber: March 11, 1879.

Mr. Speaker: I am instructed by the Senate to inform your Honorable Body: That the Senate has receded from its amend-
H.J.R. # 1. ment to H.J.R. No 1, and passed said resolution by the Constitutional majority, said resolution proposing an amend-ment to the Constitution of the State; and herewith respect-fully return the same.

Lou. T. Kretschmar,
Secty.

Mr. Braly, from Committee on engrossed Bills, reported
H.B. # 68. back to the House H.B. No 68 as correctly engrossed.

On motion of Mr. Minor, the special order was deferred,
H.B. # 42 the rules suspended and S.B. No 42 was taken up:

On motion of Mr Minor, the Bill was amended by striking out sections 16 and 21.

On motion, the Bill was read a third time and placed upon its passage.

The question being shall the Bill pass, the Clerk called the roll; The following members voted in the affirmative: Messrs: Archer, Askew, Barnett, Barker, Barry, Black (of Bone) Black (of Randolph) Blackwood Bobo, Brad, Brown (of White) Bumpass, Burke, Burns, Carter, Chick,

Conway, Coody, Creekmore, Davidson, (of Sharp) Davidson (of Izard) Demby, Dickinson, Fishback, Flippin, Fraser, Gillam, Greening, Hanly, Harrison, Holder, Holifield, Holmes, Hudson, Jordan, Joyner, Keith, Kemp, King, Lee (of Howard) Lowdermilk, Mack, Martin, McConnell, McCracken, McMurtrey, Miller, (of Conway) Minor, Montgomery, Moore, Morris (of Carroll) Morris (of Stone) Murphy Owens, Pridall, Priddy, Quarles, Riddick, Richardson, Roden, Ryles, Simmons, Stanley, Steel, Stubbs, Tate, Taylor, Thomas, Turner, Tyson, Walker (of Columbia) Warner, Washburn, Williams, Wright, and Mr. Speaker — 76.

None in the negative;

In the affirmative : 76 —
In the negative 0
absent and not voting 17
93

SB 42 So S.B. No 42 Passed,

On motion of Davidson (of Sharp) the special order was deferred, the rules suspended, and H.B. No. 336 was taken up
H.B. 336 and read a third time;

The question being shall the Bill pass, the Clerk called the roll;

The following members voted in the affirmative, Messrs Archer, Askew, Barnett, Barrier, Barry, Black (of Bone) Black (of Randolph) Blackwood, Bobo, Brown (of White) Bumpass, Burrie, Burns, Carter, Celuck, Coody, Creekmore, Davidson (of Sharp) Davidson (of Izard) Demby, Dickinson, Flippin, Fraser, Gillam, Greening, Hare, Harrison, Holder, Holifield, Holmes, Hudson, Joyner, Keith, Kemp, King Lee (of Howard) Lowdermilk, Mack, McConnell, McCracken, McMurtrey, Miller (of Conway) Minor, Moore, Morris (of Stone) Owen Pridall, Priddy, Quarles, Riddick, Richardson, Roden, Ryles, Simmons, Stanley, Steel, Stubbs, Tate, Taylor, Thomas, Turner, Tyson, Walker (of Columbia) Warner, Washburn, Wright, and Mr. Speaker = 67;

In the negative : Jordan, and Williams = 2

In the affirmative = 67
In the negative 2
absent and not voting 24
93

So H.B. No 336 Passed.

On motion of Mr. McLennee the special order
H.B. 68. H.B. No 68. was taken up and read third time.
Pending the reading of the Bill
Mr Braly was called to the speakers chair.

The question being shall the Bill pass.
The Clerk called the roll.
The following members voted in the affirmative: Messrs. Askew, Barnett, Barker, Barry, Black (of Boone) Blackwood, Bobo, Braly, Britt, Brown (of White) Burke Carter, Cluck, Conway, Coody, Creekmore, Dawson, Denby, Dickinson Fishback, Flippin, Fraser, Gillum Greening, Hanly, Harrison, Holder, Holifield, Holmes Hudson, Jordan, Keith, Kemp, King, Lee (of Howard) Lowdermilk, Mack, Martin, McLennee, McMurtrey, Miller (of Conway) Minor, Montgomery, Moore, Morris (of Carroll) Morris (of Stone) Murphy, Owens, Payne, Priddy, Quarles, Richardson Roden, Ryles, Simmons, Stanley, Steel, Stubbs, Taylor, Thomas, Turner, Tyson, Walker (of Columbia) Walker (of Washington) Warner, Washburn, Wright and Mr Speaker = 68.
In the negative: Archer, Burns, Davidson (of Sharp) Davidson, (of Izard) Joyner, Tate, Williams = 7

In the affirmative =	68
In the negative	7
absent and not voting	18
	93

H.B. 68. So H.B. No. 68. Passed.

Mr. Furbush answered to his name.

On motion of Mr. Bearden, the special order was
H.J.R. 21. deferred, the rules suspended, and H.J.R. No. 21. was taken up and read a third time.
The question being shall the H.J.R. No. 21. pass.
The Clerk called the roll, and the following members voted in the affirmative: Messrs. Askew, Barnett, Barker Barry, Black (of Boone) Black (of Randolph) Blackwood, Bobo, Braly, Britt, Brown (of White) Bumpass, Burns, Carter, Cluck, Conway, Coody, Creekmore, Davidson (of Sharp) Davidson, (of Izard) Dawson, Dickinson, Flippin,

Fraser, Furbush, Gillam, Harrison, Holder, Holifield, Holmes, Hudson, Jordan, Joyner, Keith, Kemp King, Lee (of Howard) Lowdermilk, Mack, Martin, McConnell, Mc Murtrey, Miller (of Conway) Minor, Montgomery, Moore, Morris (of Carroll) Morris (of Stone) Murphy, Owens, Payne, Priddy, Richardson, Roden, Ryles, Stanley, Steel, Stubbs, Taylor Turner, Tyson, Walker, (of Columbia) Walker, (of Washington) Warner, Washburn, Williams, Wright, and Mr. Speaker = 68.

On the negative: Messrs Archer, Bunce, Demby, Greening, Hanly, Quarles, Simmons, Tate, Thomas = 9

On the affirmative = 68
On the negative 9
absent and not voting 16
98

HJR #21. As House Joint Resolution No 21 Passed.

On motion of Mr. Bunce, the special order was deferred, the rules suspended, and S.B. No. 59, was taken
SB #59 up and read a second time.

Mr. Furbush moved to amend by striking out "Lee County" wherever it occurs in the Bill:

Which amendment was lost:

On motion of Mr. Bunce, the Bill was made the special order for tomorrow at 11 $\frac{30}{11}$ o'clock a.m.

On motion of Mr. Tate, the special order was deferred,
HB #3. the rules suspended, and H.B. No 3 was taken up:

Mr. Tate moved that the House concur in the Senate amendment to the Bill.

The question being shall the House concur in the Senate amendment to the Bill.

The Clerk called the roll: The following members voted in the affirmative: Messrs: Barnett, Barker, Barry Bobo, Britt, Carter, Cluck, Davidson (of Sharp) Davidson (of Izard) Dickinson, Holifield, Hudson, Joyner, Keith, Mack, Martin, Mc Murtrey, Morris (of Stone) Murphy, Payne, Roden, Steel, Stubbs, Tate, Taylor, Turner, Warner,
27

In the negative: Messrs. Archer, Askew, Black (of Bowie) Black, (of Randolph) Blackwood, Braly, Bumpass, Burke, Burns, Conway, Crosby, Cracksmore, Dawson, Denby, Flippin, Fraser, Furbush, Gillam, Greening, Hanly, Harrison, Holder, Holmes, Jordan, Kemp King, Lee (of Howard) Lowdermilk, McConnell, McCracken, Miller (of Conway) Minor Moore, Morris (of Carroll) Pindall, Priddy, Pearce, Richardson, Simmons, Stanley, Thomas, Tyson, Walker (of Columbia) Washburn, Williams, Wright and Mr. Speaker — 48

In the affirmative 27
In the negative 48
absent and not voting 18
93

So the House refused to concur in the Senate amendment, to H.B. No 3

Mr. Burke moved to reconsider the vote by which the House refused to concur in the senate amendment to H.B. No 3.

A message was announced from the Senate.

Mr. Fatherly, assistant Secretary of the Senate appeared and read as follows:

Senate Chamber, March 11, 1879

Mr. Speaker,

I am instructed by the Senate to inform your Honorable body of the passage of

HB# 280 H.B. No 280; A Bill to be entitled an act to prevent the sale of ardent spirits within three miles of Lamerine, in Columbia County, Arkansas. Also

HB# 109 H.B. No. 109. A Bill for an act to be entitled an act to amend an act to re-district the State for Congressional purposes, approved November 16, 1875, and to take the counties of Conway and Pope from the Fourth Congressional District and attach said counties to the third Congressional District; and take the Counties of Clark, Pike, and Hot Spring from the Third Congressional District and attach them to the second Congressional District: also:

HB# 87 H.B. No. 87. A Bill to be entitled an act to provide for building and repairing the public Levees of this State.

Also, the concurrence by the Senate in House amendment to S.B. No. 42,

SB# 42

And herewith respectfully return the same,
Lou. T. Kretschmar,
Secretary.

On motion of Mr. Gillam, the special order was deferred,
SB#37. and S.B. No. 37. was taken up:

On motion of Mr. Gillam, the rules were suspended, and the Bill read a third time:

A message was announced from the Senate.

Mr. Fatherly assistant Secretary of the Senate, appeared and read as follows:

Senate Chamber, March 11, 1879

Mr. Speaker,

I am instructed by the Senate to inform your Honorable body of the passage of

SB#119 S.B. No. 119. A Bill to be entitled an act to extend the time in which to present bounty warrants for re-issue in certain cases. Also

SB#190 S.B. No. 190. A Bill to be entitled an act to authorize the auditor of State to furnish the County assessors Books to assess the real and personal property on, and to fix the fees of assessors and collectors and clerks in collecting the revenue.

And herewith respectfully transmit the same for your favorable consideration

Lou T. Kretschmar,
Secretary.

Mr. Cunningham answered to his name.

SB#37 The question being shall S.B. No. 37. pass, the Clerk called the roll,

The following members voted in the affirmative, Messrs Barker, Black (of Boone) Blackwood, Bumpass, Burns, Chick, Conway, Creekmore, Demby, Gillam, Hudson, Kemp, King, Lee, (of Howard) McConnell, Miller (of Conway) Montgomery, Murphy, Owen, Payne, Pindall, Steel, Turner, and Mr. Speaker = 27.

In the negative; Archer, Barnett, Barry, Bobo Braly, Brown, (of White) Bunce, Carter, Cowdy, Davidson

(of Sharp) Davidson, (of Izard) Flippin, Fraser, Greening Hanly, Hane, Harrison, Holder, Holifield, Holmes, Jordan Joyner, Keith, Lowdermilk, Mack, Martin, McCurtrey, Minor, Morris (of Carroll) Morris (of Stone) Priddy, Quarles, Riddick, Richardson, Roden, Stanley, Stubbs, Tate, Tyson, Walker, (of Columbia) Walker, (of Washington,) Warner, Wright = 44:

In the affirmative = 24
In the negative 44
absent and not voting 25
93

S.B. #37 So S.B. No 37 failed to pass:

Mr. Stubbs moved to defer the special order, suspend the
SB #190 rules, and take up S.B. No. 190.

Mr. Stanley moved to amend by deferring the special
H.B. #335. order, and taking up H.B. No 335,

Mr Wright called for the ayes and nays on Mr. Stanley's amendment: and the call being sustained

The Clerk called the roll: the following members voted in the affirmative: Messrs Askew, Barnett, Barker, Blackwood, Bobo, Braly, Bumpass, Burrow, Cluck, Cracknore, Dickinson, Fishback, Flippin, Greening, Hanly, Hane, Harrison, Holifield, Holmes, Lee (of Howard) Lowdermilk, Mack McCamell, McCurtrey, Quarles, Riddick, Richardson, Roden, Simmons, Stanley, Taylor, Walker (of Columbia) Walker, (of Washington) Warner, Wright: 36

In the negative: Archer, Barry, Black (of Boone) Black, (of Randolph) Britt, Brown (of White,) Burns, Carter, Conway, Coody, Cunningham, Davidson (of Sharp) Davidson (of Izard) Demby, Fraser, Gillam, Holder, Hudson, Jordan Joyner, Keith, Kemp, King, Martin, McCracken, Miller, (of Conway,) Minor, Montgomery, Morris (of Carroll) Morris (of Stone) Murphy, Owen, Payne, Pindall, Priddy, Steel, Stubbs, Tate, Turner, and Mr Speaker = 40

So Mr. Stanley's amendment was lost.

The question recurring upon Mr Stubbs motion
SB #190 to take up S.B. No. 190,

On motion of Mr. Mack, the House at 5 20 o'clock P.M. took a recess until 7 30 o'clock P.M.

After Recess, at 7 30 o'clock P.M., The Speaker resumed the chair, and the clerk called the Roll;

The following members answered to their names: Messrs: Archer, Askew, Barnett, Barry, Black (of Boone) Black (of Randolph) Blackwood, Bobo, Braly, Brinkley, Britt, Brown (of White) Bumpass, Burke, Burns, Carter, Celuck, Conway, Coody, Creekmore, Davidson (of Sharp) Davidson (of Izard) Dawson, Demby, Fishback, Flippin, Fraser, Furbush, Gillam, Hare, Harrison, Holder, Holifield, Holmes, Hudson, Jordan, Joyner, Keith, Kemp, King, Lee (of Howard) Lee (of Newton) Lowdermilk, Lowe, Mack, Martin, McCannell, McCracken, McMurtrey, Miller (of Conway) Minor, Montgomery, Moore, Morris (of Stone) Murphy, Owen, Pindall, Priddy, Quarles, Riddick, Richardson, Roden, Ryles, Simmons, Stanley Steel, Stubbs, Tate, Taylor, Thomas, Turner, Tyson, Walker (of Columbia) Walker (of Washington) Warner, Washburn, Williams, Wright, and Mr. Speaker, Quorum Present.

Mr. Greening answered to his name.

A message was announced from the Senate.

Mr. Miller, (of Clark) answered to his name.

Mr. Fatherly assistant secretary of the Senate, appeared and read as follows:

Senate Chamber, March 11, 1879.

Mr. Speaker:

I am instructed by the Senate to inform your honorable body of the passage of

H.B. 166 H.B. No. 166, An act to prevent unjust discrimination in the rate charged for the transportation of freight and passengers on the railroads of this State, with the following amendments; At the end of section One add "Provided that no railroad company or railroad shall be deemed guilty of unjust discrimination under the provisions of this act because it carries freight or passengers received at points where it is brought into competition with any other carrier at lower rates than are charged at other points or for shorter distances; and provided, further, that nothing in this act shall prevent railroad companies from giving

special or lower rates at any point for the encouragement of the manufacturing, mining, or agricultural interests of this State, or to encourage immigration."

Amend section two to read as follows: Any such individual, company or corporation guilty of unjust discrimination as defined in the preceding section shall upon conviction thereof be fined in any sum not less than ten nor more than one Hundred dollars for the first offense, and for the second offense shall be fined in not less than twenty nor more than two hundred Dollars, and for every subsequent offense, upon conviction thereof shall be fined not more than Five hundred dollars.

Amend section Four by inserting the words "or passengers" after the word "freight" in the fourth line.

Strike out section Six.

Amend Section 8. by inserting after the word "it is" in 28th line the following: "Provided, that nothing in this act shall apply to any unfinished road until twelve months after it is completed and open for business.

Amend section 5 by striking out all after the word "corporation" in the 28th line, and insert in lieu thereof "all actual damages sustained"

HB#254 Also: H.B. No. 254: an act to be entitled "an act restore Docket entries and papers of Justices of the Peace when lost or destroyed."

And herewith respectfully return the same.

Lee P. Kretschmar,

Secretary,

HB#307 Mr. Pridall moved to defer the special order, suspend the rules, and take up H.B. No 307;

Which was so ordered by the House,

The question being shall the Bill pass. The clerk called the roll;

The following members voted in the affirmative; Messrs: Askew, Blackwood, Brinkley, Britt, Burke, Conway, Cunningham, Dawson, Demby, Dickinson, Gillam Greening, Hare, Holder, Holifield, Holmes, Joyner, Lee (of Newton,) Minor, Montgomery, Morris (of Stone) Owens, Pridall, Priddy, Riddick, Richardson, Riles, Stanley, Steel,

Stubbs, Tate, Thomas, Tyson, Walker (of Columbia) Walker (of Washington) Wright and Mr. Speaker — 87.

In the negative: Messrs. Archer, Barnett, Black (of Randolph), Bobo, Brown (of White) Bumpass, Burns, Carter Cluck, Coody, Creekmore, Davidson (of Sharp) Davidson (of Izard) Flippin, Fraser, Harrison, Hudson, Jordan, Keith, Kemp King, Lowdermilk, Lowe, Mack, McCennell, McCracken, McMurtrey, Miller (of Conway) Moore, Quarles, Roden Simmons, Taylor, Turner, Warner, Williams, — 36.

In the affirmative	87
In the negative	36
absent and not voting	20
	93

+B#307 So H.B. No. 307, Passed.

#307 Mr. Barnett gave notice that he would move a reconsideration of the vote by which H.B. No 307 passed

+B#187 On motion of Mr. Stanley, the special order was deferred, the rules suspended and H.B. No. 187 was taken up and read a second time.

On motion of Mr. Stanley, the rules were further suspended, and the Bill read a third time.

The question being shall the Bill pass, the clerk called the roll. The following members voted in the affirmative: Messrs Archer, Barry, Black (of Boone) Black (of Randolph) Bobo, Brinkley, Britt, Conway, Coody, Creekmore, Cunningham, Davidson (of Sharp) Davidson (of Izard) Dawson, Demby, Dickinson, Flippin, Fraser, Gillam, Greening, Hare Harrison, Holder, Holifield, Holmes, Hudson, Jordan, Joyner Keith, King, Lee (of Howard) Lee (of Newton) Lowdermilk, Mack, Martin, McMurtrey, Miller (of Conway) Minor, Montgomery, Moore, Owens, Pindall, Priddy, Quarles, Riddick Richardson, Roden, Ryles, Stanley, Steel, Stubbs, Tate, Taylor, Thomas, Turner, Tyson, Walker (of Columbia) Warner, Wright, and Mr. Speaker = 60

In the negative: Messrs: Aikew, Blackwood, Bumpass, Burns, Cluck, Kemp, McCennell, Morris (of Stone) Walker (of Washington) Williams = 10

In the affirmative	60
In the negative	10
absent and not voting	23
	93

HB#187 So H.B. No 187 Passed:

Mr. Davison arose to a question of privilege, and moved to take up the special order for this evening, the Consideration of the reports of the Committee on the investigation of Bribery.

Which was so ordered by the House.

Mr. Braly moved that the House now proceed to the consideration of the reports; and that the Chairman of the Committee now produce to the house the original testimony taken before the Committee, as ordered by the House on yesterday

The Chairman of the Committee, having in charge the testimony, not being present, and the original testimony not being produced,

Mr Brown (of White) moved that the Sergeant-at-Arms be directed to bring into the House Mr Fishback, the Chairman of the Committee, together with the original testimony, forthwith:

Which was so ordered by the House,

Pending which: On motion of Mr Wright, the special order was again deferred, the rules suspended, and S.B. No 190 taken up and read a first time,

On motion, the rules were further suspended, and the Bill read a second time,

Mr. Flippin moved to amend by striking out "10" and inserting "20" in section 6,

Mr. Pindall moved to further amend by striking out "10" and inserting "25", in section Six:

Mr King moved to table the Bill and amendments, upon which motion a division was called for; and the House by a rising vote of 33 ayes to 31 nays; adopted the motion to table,

Mr. Archer moved to reconsider the vote by which

S.B. No 190 S.B. No. 190 was tabled,

On motion, Mr Barker was granted indefinite leave of absence.

On motion of Mr Barker, the special order was deferred the rules suspended, and (H.B. No. 213, was taken up, and read a third time,

H.B. # 213

The question being shall the Bill pass:)

A message was announced from the Senate:
Mr. Fatherly, Assistant Secretary of the Senate appeared, and read as follows:

Senate Chamber, March 11, 1879,

Mr Speaker:

I am instructed by the Senate to inform your Honorable Body of the passage of

HB #319 H.B. No 319: A Bill to be entitled "An act to protect the County Revenue from the fraudulent act of County officials and other purposes". Also,

HB # 160 H.B. No. 160, "An act entitled an act to change the boundary lines between Lincoln, Jefferson and Desha Counties and for other purposes." Also

HB # 290 H.B. No. 290. An act to authorize the sale of Swamp lands in certain cases; Also

HB. # 85 H.B. No. 85, A Bill for an act to be entitled an act to repeal section 75 of an act entitled an act fixing the regular terms, for holding the County Courts of the State, and for fixing the salary of the County judges and the per diem pay of associate justices in the several counties of this State approved Feby 5, 1875, and to repeal sec. 24 of an act entitled an act to amend the Revenue Law of the State, approved March 5, 1875; and to repeal an act entitled an act to amend section 75 of an act fixing the regular terms for holding the County Courts of this State, and for fixing the salaries of the County and Probate judges, and the per diem pay of associate justices in the several counties of this State, passed at the present session of the General assembly, approved Mch 8, 1875, and to repeal sections 3 & 4 of an act entitled an act to amend sections 601 and 602 of Gantt's Digest, and to limit the power of County Courts and agents to make contracts and regulate appropriations approved Dec. 7, 1875, and to repeal an act

entitled an act to amend section 75 of an act entitled an act fixing the regular term of holding the County Courts of the State, and for fixing the salary of the County Judges and the per diem pay of associate justices in the several Counties in this State approved Febry 5, 1875, approved December 14, 1875; and to repeal an act entitled an act to make valid Jurors certificates approved March 8th, 1877; and to fix the time for the meeting of the County Courts of of this State, for the levying of taxes and making appropriations for the expenses of the County; and the manner of carrying into effect section 30 of Article 7 of the Constitution of the State of Arkansas: Also

HB #212 H.B. No 212; Being a Bill for an act to be entitled an act to amend the laws of this State concerning Railroads and railroad Companies or Corporations. Also

S.B. #173 S.B. No 173, an act to extend the time for the payment of instalments due on lands mortgaged to the Real Estate Bank in certain cases: Also

S.B. #187 S.B. No 187, a Bill for an act to be entitled an act to repeal section 2779 of Chapter 57 of Gantt's Digest, and herewith respectfully transmit the same for your favorable consideration

Lou T. Kretschman,
Secretary.

The question recurring upon the passage of

HB #213 H.B. No. 213,

Mr. Simmons moved the previous question: which was ordered:

The main question being shall the Bill pass: The Clerk called the roll; The following members voted in the affirmative:

Messrs: Barker, Black (of Randolph) Brinkley, Conway, Harrison, Hudson, Kemp, Lowe, Mack, McCracken, McMurtrey, Minor, Morris (of Stone) Owens Riddick, Simmons, Stanley, Wright, =18

In the negative: Messrs Archer, Askew, Barnett, Black (of Boone) Blackwood, Bobo, Braly, Britt, Brown, (of White) Bumpass, Burke, Cabeen, Coody, Creekmore, Cunningham, Davidson (of Sharp) Davidson (of Izard) Dawson, Demby, Dickinson, Fishback, Flippin, Gillam, Hare, Holder, Holifield, Holmes, Jordan,

Joyner, Keith, King, Lee (of Howard) Lowdermilk, Martin, McConnell, Miller (of Clark) Miller (of Conway) Montgomery Moore, Murphy, Pridall, Quarles, Richardson, Roden, Ryles, Steel, Stubbs, Tate, Taylor, Thomas, Turner, Walker (of Columbia) Walker (of Washington) Warner, Washburn, and Mr. Speaker = 56.

In the affirmative = 18.
In the negative 56
absent and not voting 19
93

HB #213 So H.B. No 213 = failed to pass.

In accordance with the instructions of the House Mr. Fishback, as chairman of Committee to investigate the charge of Bribery, appeared and sent to the desk of the clerk the original evidence taken before the Committee,

Mr. Wright moved that 500 copies of the reports and the evidence be printed;

Mr. Pridall moved to amend by adding that the printer send a proof sheet of the printed copies to each member of the committee to be revised by them during the progress of the printing; which was adopted by the House;

On motion, the further consideration of the subject was deferred, and made the special order for to-morrow at 7 30/11 o'clock P.M.

Mr. Dickinson moved to defer the special order, and
HB #245 take up H.B. No. 245,

Mr. Stubbs moved as an amendment to defer the
B. #325 special order, and take up H.B. No. 325,

Mr. Richardson moved as a substitute to defer the
B. #162 special order, and take up S.B. No. 162;
which was adopted by the House

So S.B. No. 162 was taken up and read the third time

The question being shall the Bill pass;

The Clerk called the roll: The following members voted in the affirmative; Messrs: Askew, Black (of Randolph) Brinkley, Bumpass, Bunce, Burns, Conway, Coody, Davidson, (of Sharp) Davidson (of Izard) Dawson, Denby, Gillam, Greening, Hare, Halder, Holmes, Hudson, Joyner, Lee (of Howard) Lee (of Newton) Mack, Martin, Minor, Montgomery Murphy, Owens, Pinkace, Priddy, Riddick, Richardson, Roden, Ryles, Simmons, Stanley Steel, Tate, Tyson, Walker (of Columbia) Warner, Wright and Mr Speaker: 42

In the negative: Archer, Bobo, Brown (of White) Cluck, Creekmore, Flippin, Fraser, Holifield, Keith, Kemp, King McCommee, Mckennecken Morris (of Stone) Quarles, Stubbs, Turner, Washburn, = 18

In the affirmative —	42
In the negative	18
Absent and not voting	33
	93

S.B. #162 So S.B. No 162 Passed.

Mr. Dawson, sent to the clerk's desk the following: "I vote I, believing it the best that can be done, although I should like by my vote to entirely relieve General Newton and his bondsmen, considering as I do the disturbed condition of affairs in our State at the time of the occurrence,

Dawson,
of Jefferson,"

Mr. Gillam sent to the Clerks desk the following:
"Mr Speaker = I vote in the affirmative on this question because I am satisfied that it is the best for the State; and because I am satisfied that the loss was accasioned through no fault of the Treasurer.

Isaac Gillam,"

"Mr. Stubbs sent to the clerk's desk the following:
I vote no, because I think the matter is a subject for the Courts only; — Too many judicial decisions by the General assembly

Stubbs."

On motion, the House at 11 54/60 o'clock P.M. adjourned.

John G. Holland
Clerk

J. S. Beardon
Speaker

House of Representatives:

Little Rock Arkansas:
Wednesday, March 12, 1879:

The House met pursuant to adjournment, at 9 o'clock a.m., the Speaker in the Chair:

The Clerk called the roll, and the following members answered to their names: Messrs: Archer, Askew, Barnett, Black (of Boone) Black (of Randolph) Blackwood, Bobo, Braly, Brewer, Britt, Brown (of White) Bumpass, Burce, Burns, Carter, Celuck, Conway, Coody, Creekmore, Cunningham, Davidson (of Sharp) Davidson (of Izard) Dawson, Demby, Dickinson, Flippin, Gillam, Greening, Hanley, Hare, Harrison, Holder, Holifield, Holmes, Hudson, Jordan, Joyner, Keith, Kemp, King, Lee, (of Howard) Lee (of Newton) Lowdermilk, Lowe, Mack, Martin, McConnell, McCracken, McMurtrey, Miller (of Clark) Miller (of Conway) Minor, Montgomery, Moore, Morris (of Carroll) Morris (of Stone) Owen, Payne, Pindall, Priddy, Quarles, Riddick, Richardson, Roden, Ryles, Simmons, Stanley, Steel, Stubbs, Tate, Taylor, Thomas Turner, Tyson, Walker, (of Columbia) Walker (of Washington) Warner, Washburn, Williams, Wright, and Mr Speaker:

Quorum Present,

Rev. Mr Dye, Chaplain, offered prayer:

Mr Barnett arose to a question of privilege, and moved that the House request the Senate to return to the House
H.B. #307 H.B. No. 307, and upon said motion called for the ayes and nays: which call being sustained,

The Clerk called the Roll, and the following members voted in the affirmative: Messrs: Barnett, Black (of Boone), Black (of Randolph) Bobo, Brown (of White) Bumpass Burns, Carter, Celuck, Coody, Creekmore, Davidson (of Izard) Dickinson, Flippin, Gillam, Hanley, Harrison, Holder, Holifield, Hudson, Jordan, Keith, Kemp, King, Lee (of Howard) Lee (of Newton) Lowdermilk, Lowe, Mack, Martin, McConnell, McCracken, McMurtrey, Miller (of Conway) Moore, Morris, (of Carroll) Morris (of Stone) Owens, Roden, Simmons, Stubbs, Taylor, Turner, Tyson, Walker (of Washington) Warner, Mach-

burn, Williams, — 48

In the negative: Messrs. Aiken, Blackwood, Brewer, Britt, Burne, Conway, Cunningham, Davidson (of Sharp) Denby, Greening, Hare, Holmes, Joyner, Miller (of Clark) Minor, Montgomery, Pridall, Priddy, Ryles, Stanley Steel, Tate, Walker, (of Columbia) and Mr. Speaker: 24 —

So Mr. Banes's motion prevailed:

A message was announced from the Senate.

Mr. Fatherly, assistant Secretary of the Senate appeared, and read as follows:

Senate Chamber, March 12, 1879.

Mr. Speaker: I am instructed by the Senate to inform your Honorable body of the passage of

S.B. #168 S.B. No. 168, Substitute for 85: A Bill for an act to be entitled an act regulating the matter of giving and taking bond in actions of forcible entry and detainer, Also

S.B. #175 S.B. No. 175, A Bill to be entitled an act to separate the office of Collector of taxes from the office of Sheriff in the County of Phillips, and provide for the election of such officer.

And herewith respectfully transmit the same for your favorable consideration.

Lee T. Kretschmar

Secretary.

Mr. Thomas offered the following resolution:-

Mr. Speaker, I am directed by the investigating Committee to request the House to give them a copy of the Resolution & amendments appointing said committee, so as they can be published with the testimony.

Thomas:

Which was so ordered by the House.

On motion of Mr. McDonnell, leave of absence was granted the "Committee to investigate the charge of Bribery."

Mr. McDonnell, offered the following report:

Mr. Speaker, Your Committee on enrolled Bills have the Honor to report that they have examined House

Bills No's, 146, and 153, and find them correctly enrolled; signed by the Speaker of the House, and president of the Senate, and have presented them to his Excellency the Governor for his consideration;

McConnell, Chairman,

The journal was read, and on motion of Mr Walker (of Washington) was corrected so as to show that Mr Barnett moved to "reconsider" the vote by which H.B. No. 307 passed, instead of "giving notice" that he would do so.

H.B. #307

The journal as corrected was approved, and signed by the Speaker and Clerk of the House.

Mr. Tate offered the following report:

Mr. Speaker:

H B's 155, 231, 265, 306, 311, 326

Your Committee on "Counties and County lines" have had under consideration House Bills No's 155, 231, 265, 306, 311, and 326, and instruct me to report the same back and recommend that they do pass.

H.B. 277

Also H.B. No. 277, and recommend that it do pass;

Also the Petition of the citizens of a portion of the counties Jackson, Independence, Van Buren, White and Woodruff, praying the formation of a new County, No Bill accompanying said petition Your Committee direct me to return the same without consideration,

Tate, Chairman.

S.B. #170

On motion of Mr. Stubbs, Special order S.B. No 170, was taken up, read the third time, and placed upon its passage;

(Mr. Stubbs was called to the Speaker's chair.)

The question being shall the Bill pass, the clerk called the roll, and the following members voted in the affirmative:

Messrs: Askew, Barnett, Bobo, Britt, Bumpass, Burns, Carter, Cluck, Conway, Creekmore, Cunningham, Davidson (of Izard) Dawson, Dickinson, Flippin, Hanly, Harrison Holden, Holifield, Holmes, Hudson, Kemp, King, Lee (of Howard) Lindermuth, Lowe, Mack, Martin, McCracken, McMurtry, Miller (of Clark) Miller (of Conway) Morris (of Carroll) Owens, Payne, Pridall, Quarles, Riddick, Richardson, Simmons, Stubbs, Tate, Taylor, Turner, Tyson, Walker, (of Columbia) and Mr. Speaker: 46.

On the negative: Black (of Randolph), Blackwood, Brown

(of White) Burce, Cooley, Demby, Gillam, Greening, Hare, Jordan, Joyner, McConnell, Minor, Montgomery, Moore, Morris, (of Stone) Priddy, Riddick, Roden, Ryles, Stanley, Warner, Williams, Wright = 24

In the affirmative 46
In the negative 24
absent and not voting 23
93

S.B. # 170 So S.B. No 170 Passed;

A message was announced from the Senate, Mr. Fatherly, assistant Secretary of the Senate appeared and read as follows:

Mr. Speaker: I am instructed by the Senate to return your Honorable Body, according to request:

H.B. # 307 H.B. No. 307, A Bill to be entitled an act to settle the debt due from the State of Arkansas to L. L. Johnson and D. H. Reynolds, and the debt due her from them. And herewith respectfully return the same,

Lon. T. Kretschmar,
Secretary,

Mr. Fraser answered to his name,

S.B. # 165 S.B. No 165, the special order, was taken up; and on motion of Mr. Flippin read a third time,

The question being shall the Bill pass, the Clerk called the roll;

The following members voted in the affirmative: Messrs. Archer, Askew, Barnett, Bobo, Brewer, Britt, Brown (of White) Bumpass, Burce, Burns, Carter, Celuck, Conway, Cooly, Creekmore, Cunningham, Davidson (of Izard) Dawson, Demby, Dickinson, Flippin, Fraser, Hanly, Hane, Harrison, Holder, Holmes, Hudson, Jordan, Joyner, Kemp, King, Lee (of Howard) Lee (of Newton) Lowdermilk, Lowe, Mack, Martin, McConnell, McCracken, McMurtrey, Miller (of Clark) Miller (of Conway) Minor, Montgomery, Moore, Morris (of Carroll) Morris (of Stone) Owens, Payne, Pindall Priddy, Quarles, Richardson, Roden, Ryles, Simmons Stanley, Stubbs, Tate, Taylor, Turner, Tyson, Walker, (of Columbia) Warner, Wright, and Mr. Speaker, = 67,

In the negative; Messrs Black (of Randolph) Blackwood, Riddick, Walker, (of Washington) Williams = 5

In the affirmative — 67
In the negative 5
absent and not voting 21
93

S.B.# 165 So S.B. No 165 passed;

Mr. Murphy answered to his name.

S.B.# 174 S.B. No. 174, the special order, was taken up; and on motion of Mr. Bumpass was read a third time;

The question being shall the Bill pass; the Clerk called the roll;

The following members voted in the affirmative, Messrs, Askew, Barnett, Barry, Black, (of Randolph) Blackwood, Bobo, Brewer, Britt, Bumpass, Burice, Carter, Clark, Conway, Creekmore, Dawson, Demby, Dickinson, Gillam Greening Hanby, Hare, Harrison, Harder, Halifield, Holmes, Hudson, Joyner, Keith, King, Lee (of Howard) Lee (of Newton) Lowe, Mc Cannell, Mc Murtrey, Miller (of Clark) Montgomery, Moore Morris (of Carroll) Murphy, Owens, Payne, Pridall, Priddy, Roden, Ryles, Simmons, Stanley, Turner, Tyson; Walker (of Washington) Warner, Williams, Wright, and Mr Speaker = 54

In the negative; Messrs, Archer, Brown (of White) Burns, Coody, Davidson (of Izard) Flippin; Fraser, Jordan, Kemp, Mack, Martin, McCracken, Miller (of Conway) Minor, Morris (of Stone) Stubbs, Tate, Walker, (of Columbia) = 18;

In the affirmative = 54
In the negative 18
absent and not voting 21
93

B.# 174 So S.B. No. 174, Passed.

Mr. Archer, as a question of privilege, moved to defer the special order, and to take up the motion to reconsider the vote by which S.B. No. 190. was tabled.

Mr. Richardson moved to table the motion to reconsider, which the House by a rising vote of 41 yeas to 17 nays adopted; So Mr. Archer's motion was tabled

Mr. Brinkley answered to his name.

B.# 171 S.B. No. 171, the next special order, was taken up, and on motion of Mr. Richardson, the Bill was read a third time.

The question being shall the Bill pass, the Clerk called the roll; the following members ~~assented to their~~ voted in the affirmative: Messrs: Askew, Barnett, Barry, Black, (of Randolph) Blackwood, Brewer, Brinkley, Britt, Bumpass, Burrie, Carter Clerck, Conway, Creekmore, Cunningham, Dawson, Demby, Dickinson, Gillam, Greening, Hanly, Hare Harrison, Holder, Holifield, Holmes, Hudson, Joyner, Keith King, Lee (of Newton) Lowdermilk, Lowe, McMurtrey, Miller (of Clark) Montgomery, Moore, Morris (of Carroll) Murphy, Payne, Pridale, Priddy, Riddick, Richardson, Roden, Stanley, Taylor, Turner, Tyson, Walker, (of Columbia) Walker (of Washington) Warner, Williams, Wright, and Mr Speaker. = 55.

In the negative: Archer, Brown (of White) Coody, Davidson, (of Izard) Filippin, Fraser, Kemp, Mack, Martin, McCormick McCracken, Miller (of Conway) Minor, Morris (of Stone) Stubbs, Tate, = 16.

In the affirmative. =	55
In the negative	16
absent and not voting	22
	93

So,

S.B. # 171 S.B. No. 171 passed:

S.B. # 104 S.B. No. 104, the special order, was taken up; and on motion of Mr. Holmes was read a third time:

The Speaker resumed the Chair:

Mr. Braly arose to a question of privilege:

And moved that the house direct the Clerk to ~~instruct the printer~~ not to include the published Statement of R. W. Johnson as part of the testimony taken before the Committee to investigate the charge of bribery in the late Senatorial Elections

On motion of Mr. McBracken, the House at 1 o'clock P.M. took a recess until 2 30 o'clock P.M.

After Recess, at 2.30 o'clock P.M.

The Speaker resumed the Chair, and the Clerk called the roll.

The following members answered to their names: Messrs: Archer, Askew, Barnett, Barry, Black (of Bone) Black (of Randolph), Blackwood, Bobo, Braly, Brown (of White) Bumpass, Burke, Burns, Carter, Chick, Conway, Coody, Creekmore, Davidson, (of Izard), Dawson, Denby, Fishback, Flippin, Gillam, Greening, Hanly, Harrison, Holder, Holifield, Holmes, Hudson, Jordan, Joyner, Keith, Kemp, King, Lee, (of Howard) Lowdermilk Lowe, Mack, Martin, McCormell, McBracken, Mc Murtrey, Miller (of Clark) Miller (of Conway) Minor, Montgomery, Moore, Morris (of Carroll) Morris (of Stone) Owens, Pindall, Priddy, Quarles, Riddick, Roden, Ryles, Simmons, Stanley, Steel, Stubbs, Tate, Taylor, Thomas, Turner, Tyson, Walker (of Columbia) and Mr. Speaker:

Quorum Present.

Mr. Britt answered to his name.

Mr. Brickey answered to his name.

Mr. Washburn answered to his name.

A message was announced from the Senate.

Mr. Murphy answered to his name

Mr. Fatherly, assistant Secretary of the Senate, appeared, and read as follows:

Senate Chamber, March 12, 1879

Mr. Speaker:

I am instructed by the Senate to inform your Honorable body of the passage of

H.B. No 68, A Bill to be entitled an act of incorporation and organization of a Hospital for the Insane; Also

H.B. No. 302; A Bill to be entitled an act making appropriations for the benefit of the Arkansas Industrial University, Also H.B. No. 56, An act to provide for the support of, and maintenance of the Arkansas Deaf Mute Institute. Also, H.B. No. 285, An act to provide for the support and maintenance of the Arkansas Institute for the education of the Blind, with the following amendments: Amend section two by striking out the words and figures Eight Thousand in the 1st subdivision in line 12 on 2d page, and inserting in lieu thereof the words and figures Ten Thousand; And herewith respectfully return the same. Lon. T. Kretschmar

Secretary.

The question recurring upon the motion of Mr Braly, to instruct the Clerk to direct the printer not to include the statement of R.M. Johnson in the printed testimony taken before the Committee on investigation of charge of bribery,

The ayes and noes were called; which being ordered; The Clerk called the roll, and the following members voted in the affirmative: Messrs: Askew, Barry, Boles, Braly, Bumpass, Harrison, Jordan, Joyner, Keith, King, Lowdermilk, Mack, McBracken, Moore, Morris (of Stone) Owens, Roden, Turner, Walker, (of Columbia) = 19.

In the negative: Archer, Barnett, Black (of Randolph) Blackwood, Brinkley, Britt, Brown (of White) Bunce, Carter, Conway, Coody, Davidson (of Izard) Demby, Dickinson, Fishback, Gillam, Greening, Hanly, Holder, Holmes, Hudson, Kemp, Lee (of Howard) Lowe, McConnell, McMurtrey, Miller (of Clark) Miller (of Conway) Minor, Montgomery, Morris, (of Carroll) Murphy, Priddy, Quarles, Simmons, Stanley, Stubbs Tate, Taylor, Thomas, Washburn, and Mr. Speaker = 42

So Mr. Braly's motion was lost,

The following explanations upon the vote last had were sent to the Clerk's desk:

Mr. Speaker: The Statement of Hon R.M. Johnson being a mere argument; and submitted in such manner that other interested parties could not reply thereto, and reflecting as it does upon a committee of this House, I vote yes,

Cecil Bates.

Mr. Speaker:

I vote aye, for the reason that I do not regard Col. Johnson's statement as evidence in the case; and for a further reason that said statement was not submitted to the Committee for their consideration, through which channel all evidence should come.

J. C. Walker.

The question being upon the passage of H.B. No. 104; The Clerk called the roll:

Mr. Fraser answered to his name:

The following members voted in the affirmative: Messrs: Askew, Barry, Bumpass, Bunce, Carter, Conway, Davidson (of Izard) Dawson, Demby, Dickinson, Fitzpatrick, Gillam Hare, Holifield, Holmes, Hudson, Joyner, King, Lowder-

Mill, Mack, Martin, Montgomery, Morris (of Carroll) Murphy, Owen, Pridall, Riddick, Roden, Ryles, Stanley, Stubbs, Tate, Taylor, Walker, (of Columbia) and Mr. Speaker=35.

In the negative: Archer, Barnett, Blackwood, Brinkley, Britt, Brown (of White) Cluck, Creekmore, Fraser, Hanley, Holder, Jordan, Keith, Lee (of Howard) McConnell, McCracken, Miller (of Conway) Morris (of Stone) Priddy, Quarles, Thomas, Turner, Tyson, =23.

In the affirmative: 35
In the negative, 23
absent and not voting 35
93

So S.B. No 104 passed.

Mr. Miller (of Conway) moved to reconsider the vote by which S.B. No. 104, passed.

Mr. Davidson (of Sharp) answered to his name.

On motion, S.B. No. 59 being the special order, was taken up and read the third time.

S.B. 59

The question being shall the Bill pass, the Clerk called the roll;

The following members voted in the affirmative: Messrs. Archer, Atkew, Barnett, Barry, Blackwood, Bobo, Brinkley, Britt, Bumpass, Burke, Carter, Cluck, Conway, Creekmore, Cunningham, Davidson (of Sharp) Dawson, Demby, Dickinson, Hanley, Hare, Holder, Holifield, Hudson, Joyner, Keith, King, Lee (of Howard) Lowdermilk, Lowe, Miller, (of Clark) Montgomery, Moore, Murphy, Owens, Pridall, Priddy, Quarles, Riddick, Ryles, Simmons, Steel, Turner, Tyson, Walker (of Columbia) and Mr. Speaker = 46.

In the negative: Brown (of White) Cordy, Davidson (of Izard) Flippin, Jordan, Kemp, Mack, Martin, McConnell, McCracken, Minor, Morris (of Stone) Stanley, Stubbs, Tate Taylor, = 16.

In the affirmative 46
In the negative 16
absent and not voting 31
93

So S.B. No 59 passed.

Mr. McConnell, from Committee on enrolled Bills, reported as follows:

Mr. Speaker: Your Committee on enrolled Bills report that they have examined House Bills No's. 280, 141 & 109, and House joint Resolution No 1. and find them correctly enrolled, signed by the Speaker of the House and President of the Senate, and have presented them to the Governor for his consideration.

A message was announced from the Senate:
Mr. Patterly, assistant Secretary of the Senate: appeared and read as follows:

Senate Chamber, March 12, 1879.
Mr Speaker
I am instructed by the Senate, to inform your Honorable body of the passage of
H.B. No. 387, An act providing for the expenses of the Executive and judicial departments of the State Government with the following amendments:

In section 1. Subdivision 5, Strice out $3,500.00 and insert $3,750.00: Subdivision 8, Strice out $6000.00 and insert $10,000.00 Subdivision 10, Strice out $4,200.00 and insert $4,800.00: Subdivision 12, Strice out $6000.00 and insert $10,000.00: Subdivision 14, Strike out $6,000.00 and insert $10,000.00: Subdivision 16: add, the superintendent of Public instruction shall be entitled to one clerk, who shall receive for his salary $50.00 per month; and to pay such clerk's salary the sum of $1,200.00 is hereby appropriated; Subdivision 18: The Governor, in addition to his private Secretary shall be entitled to one clerk, who shall receive for his salary $75.00 per month, and the sum of $1,800.00 is hereby appropriated to pay such salary of said Clerk, Subdivision 23, Strice out $500.00 and insert $1,000.00: Subdivision 27: add after the word "Copying," and "distributing": Subdivision 28, Insert "List of lands." Subdivision 56, Strike out the subdivision: Subdivision 58, Strice out the subdivision, Add as subdivision 59, For rent of Governor's Mansion $1200.00: Subdivision 60, To pay W. W. Wilshire attorneys fees in Arkansas political troubles, as per certified account from Governor Baxter, $500.00. Subdivision 61, For clerk hire and contingent expenses of the office of attorney General $1,500.00: Subdivision 62: To pay special Legislature and supreme judges $5,000.00

Strice out section 2 of Bill,

and herewith respectfully transmit the same for your favorable consideration,

Mretschmar,
Secretary.

Mr. Conway moved, as a privilege question, to take up the motion to reconsider the vote by which H.B. No. 807 passed, which was agreed to;

Whereupon Mr Conway moved to table the motion to reconsider; upon which motion the ayes and noes were called; and the call being sustained, the clerk called the roll,

The following members voted in the affirmative= Messrs Askew, Blackwood, Brinkley, Britt, Burke, Conway, Cunningham, Hardy, Hare, Holifield, Joyner, Lowe, Martin Miller; (of Clarke) Minor, Montgomery, Murphy, Owens, Pindall, Priddy, Richardson, Steel, Tate, Tyson, Walker (of Columbia) and Mr. Speaker = 26,

In the negative; Archer, Barnette, Barry, Black (of Randolph) Bobo, Brown (of White) Carter, Chuck, Cordy, Creekmore, Davidson, (of Sharp) Davidson, (of Izard) Demby Flippin; Fraser, Harrison, Holder, Hudson, Jordan, Keith, Kemp, King, Lee (of Howard) Lowdermilk, Mack, McCamnell, McCracken, Miller (of Conway) Moore, Morris (of Carroll) Morris, (of Stone) Ryles, Simmons, Stubbs, Taylor, Turner, Washburn, = 37=

In the affirmative; 26
In the negative 37

So the motion to table was lost;

Mr. Feltner answered to his name,

S.B. 137. On motion of Mr. Steel, the rules were suspended and S.B. No. 137 was taken up and read a second time,

Mr. Flippin moved to indefinitely postpone the Bill,

Mr. Williams answered to his name,

Upon the motion to indefinitely postpone the Bill; Mr. Steel called for the ayes and noes, which call being sustained, the clerk called the roll;

The following members voted in the affirmative,

Archer, Black, (of Randolph) Bobo, Brown (of White,) — Bumpass, Bunce, Carter, Celuck, Cloody, Davidson (of Izard) Feltner, Flippin, Hare, Harrison, Keith, Kemp, King, Lowdermilk, Mack, Martin, McCannell, McCracken, McMurtrey, Miller (of Conway) Minor, Moore, Morris (of Carroll, Morris (of Stone) Owens, Payne, Priddy, Quarles Riddick, Roden, Stubbs, Taylor, Thomas, Turner, Walker, (of Washington) Williams, and Mr. Speaker — 41

In the negative; Messrs. Askew, Barnett, Barry Blackwood, Brinkley, Britt, Conway, Dawson, Demby Dickinson, Gillam, Hanly, Holder, Holifield, Jordan, Joyner, Lee (of Howard) Lowe, Miller (of Clark) Montgomery Murphy, Ryles, Simmons, Stanley, Steel, Tyson, Walker, (of Columbia,) Washburn, — 28:

In the affirmative — 41
In the negative 28

So the Bill was indefinitely postponed,

Mr. Steel moved to reconsider the vote by which S.B. No 157 was indefinitely postponed,

On motion of Mr Hanly, the rules were suspended
H.B. 99. and H.B. No. 99, was taken up and read second time.

On motion of Mr Hanly, the rules were further suspended, and the Bill read the third time, and placed upon its passage,

The question being shall the Bill pass, the Clerk called the Roll: The following members voted in the affirmative: Askew, Barry, Bobo, Brown (of White) Bumpass, Carter, Celuck, Cloody, Crecelmore, Demby, Dickinson, Feltner, Flippin, Fraser, Gillam, Hanly, Hare Harrison, Holder, Hudson, Jordan, Keith, King, Martin McCannell McCracken, McMurtrey, Miller (of Clark) Miller (of Conway) Minor, Morris (of Carroll) Morris (of Stone) Murphy, Owens, Payne, Pindall Quarles, Riddick, Simmons, Stanley, Stubbs, Thomas, Turner, Tyson, Walker, (of Columbia) Walker, (of Washington) Washburn, Williams, and Mr. Speaker, — 49

In the negative: Archer, Black (of Randolph) Holifield, Kemp, Roden, — 5

In the affirmative = 49
In the negative 5
absent and not voting 39
93

So H.B. No 99 passed.

Mr. Hudson moved to suspend the rules and take up H.B. No 101, and concur in the Senate amendment; which was agreed to:

And the question being shall the House concur in
H.B. 101. the Senate amendment to H.B. No 101:

The Clerk called the roll; and the following members voted in the affirmative: Archer, Askew, Barry, Black, (of Randolph) Bobo, Brown (of White) Carter, Cline, Cooley, Crecelmore, Dimby, Dickinson, Feltner, Flippin, Fraser, Gillam, Haney, Hare, Harrison, Holder, Hudson, Jordan, Keith, Kemp, King, Martin, McConnell, McCracken, McMurtray, Miller (of Clark) Miller (of Conway,) Morris (of Stone) Murphy, Owen, Payne, Pindall, Pickles, Reddick, Simmons, Stubbs, Turner, Tyson, Walker (of Columbia) Walker (of Washington) Washburn, Williams, and Mr Speaker = 47

In the negative: Messrs: Burns, Holifield, Minor, Morris (of Carroll) Roden, Stanley, Thomas, = 7

In the affirmative: 47
In the negative 7
absent and not voting 39
93

So the House concurs in Senate amendment to H.B. No 101;

Mr Walker, (of Columbia,) from Committee on Auditor's and Treasurer's Books, reported as follows:

Mr Speaker: We, your Committee on Auditors and Treasurer's Books, Beg leave to submit that we have carefully examined the same together with papers and vouchers in their respective offices, and so far as our limited time would allow, we have not been able to detect any error or irregularity in their Books or accounts.

We further respectfully represent that their books and vouchers correspond in all essential particulars with their bi-ennial reports; and that so far as we are able to discover, their respective offices are in good condition,

All of which is respectfully submitted;

J. C. Walker, Chm Com,
Th. Jeff. Stubbs,
J. C. Tison
Sam N Davidson
Elias Turner,
L. H. Kemp,

Which report was on motion adopted by the House,

On motion of Mr. Harrison, the House at 5 47 o'clock P.M. took recess until 7 30 o'clock P.M.

After Recess, at 7 30 o'clock P.M. the Speaker resumed the Chair, and the Clerk called the Roll. The following members answered to their names: Messrs: Archer, Askew, Barnett, Barry, Black (of Bone) Black (of Randolph) Blackwood, Bobo, Braly, Britt, Brown (of White) Bumpass, Burns, Carter, Chuck, Cooley, Creekmore, Davidson, (of Sharp) Davidson (of Izard) Dawson, Demby, Dickinson, Feltner, Fishback, Flippin, Fraser, Gillam, Greening, Hauly, Hare, Harrison, Holder, Holifield, Holmes, Hudson, Jordan, Joyner, Keith, Kemp, King, Lee (of Howard) Lowdermilk, Mack Martin, McCormell, McCracken, McMurtrey, Miller (of Clark) Miller, (of Conway) Minor, Montgomery, Moore, Morris (of Stone) Pindall, Priddy, Quarles, Riddick, Roden, Ryles, Simmons, Stanley, Steel, Stubbs, Tate, Taylor, Thomas, Turner, Walker (of Columbia) Warner, Washburn, Williams and Mr. Speaker; Quorum present.

Mr. Cunningham answered to his name

On motion of Mr. Riddick, the special order was deferred, the rules suspended, and S.B. No 71, was taken up and read a second time.

On motion of Mr Steel, the Committee on Bribery investigation was excused until 9 o'clock P.M.

H.B. 337 On motion of Mr. Stubbs, the special order was deferred, the rules suspended, and H.B. No 337 was taken up for consideration of the Senate amendments;

Mr Braly was called to the speaker's chair:

A message was announced from the Senate: Mr. Fatherly, assistant Secretary of the senate, appeared and read as follows,

Senate Chamber, March 12, 1879,

Mr Speaker:

I am instructed by the Senate to inform your honorable Body of the passage of

C.R. 5. S.C.R. No. 5, to afford Rev. R.W. Trimble facilities for examining the Historical records of the State: and herewith respectfully transmit the same for your favorable consideration

Jno. T. Kretschmar:
Secretary

Mr. Lowe answered to his name:
Mr Burke answered to his name
On motion of Mr. Stubbs, it was ordered that the

HB 337 Senate amendments to H.B. No 337 be considered seriatim.

The question being shall the House concur in the Senate amendments to the Bill:

Amendment one — In section one — subdivision 5, was read:

Mr Stubbs moved that the House do concur; The Clerk called the roll and the following members voted in the affirmative: Messrs Archer, Askew, Barnett, Barry, Black (of Randolph) Blackwood, Braly, Bumpass, Cloudy Cockrane, Davidson (of Izard) Dawson, Dickinson, Flippin, Greening, Haney, Harder, Holifield, Holmes, Joyner, Keith, Lee (of Howard) Lowdermilk, Mack, Martin, Miller (of Clark) Minor, Morris (of Stone) Owen, Pindall Priddy, Quarles, Riddick, Simmons, Stanley, Stubbs, Thomas, Tyson, Walker (of Columbia) Warner, = 40

In the negative: Black, (of Boone) Bobo, Britt, Brown (of White) Burns, Carter, Cluck, Demby, Feltner, Fraser, Gillam, Hare, Harrison, Hudson, Jordan, Kemp King, McCormick, McCracken, McMurtrey, Miller (of Conway) Moore, Roden, Ryles, Steel, Taylor, Turner, Washburn, Williams, = 29

In the affirmative 40
In the negative 29

So the House does concur in Senate amendment to subdi-

vision 5, of section 1,

Amendment two: In section one, subdivision 8, was read,

Mr. Barnett moved that the House do not concur in Senate amendment two:

Which motion was agreed to by the House:

So the House refuses to concur in Senate amendment to subdivision 8, of section 1

Amendment three: In section one, subdivision 10, was read:

On motion of Mr Washburn, the House refused to concur in Senate amendment three,

Amendment Four: In section one, subdivision 12, was read:

On motion of Mr Barnett, the House refused to concur in Senate amendment four,

Amendment Five: In section one, Subdivision 14, was read:

On motion, the House refused to concur in Senate amendment five,

Amendment Six: In section one, subdivision 16, was read:

On motion of Mr Washburn, that the House do concur in the Sixth amendment, the ayes and noes were called; which call being sustained, the Clerk called the roll:

The following members voted in the affirmative; Messrs Archer, Askew, Barnett, Barry, Blackwood, Britt, Brown (of White) Bumpass, Burke, Carter, Coody, Cunningham, Davidson, (of Izard) Dawson, Demby, Dickinson, Flippin, Fraser, Gillam, Greening, Hardy, Holder, Holmes, Hudson, Keith, Lee (of Howard) Lowdermilk, Mack, Martin, McConnell, McMurtrey, Miller, (of Clark) Montgomery, Murphy, Pindall, Priddy, Quarles, Ryles, Simmons, Steel, Tate, Taylor, Thomas, Tyson Walker, (of Columbia,) Washburn, Williams, Mr Speaker, 48,

In the negative: Black, (of Bone) Black, (of Randolph) Bobo, Braly, Burns, Chick, Crecksmore, Feltner, Hare, Harrison, Holifield, Jordan, Joyner, Kemp, King, McCracken,

Miller (of Conway) Minor, Moore, Morris (of Stone) Owen, Riddick, Roden, Stanley, Stubbs, Turner, Warner, = 27

In the affirmative, 48

In the negative, 27

So the House does concur in Senate amendment six.

Amendment Seven. In section One = subdivision 18, was read;

On motion of Mr. Archer that the House do concur in the Seventh amendment, the ayes and nays were called, and the call being sustained; the Clerk called the Roll; The following members voted in the affirmative; Messrs: Archer, Burnett, Blackwood, Braly, Burke, Carter, Cunningham, Davidson (of Izard) Dawson, Greening, Haney, Holder, Holmes, Martin, McMurtrey, Miller (of Clark) Murphy, Pindall, Priddy, Quarles, Simmons, Steel, Stubbs, Tyson, Walker (of Columbia) Washburn, and Mr. Speaker = 27

In the negative; Askew, Black (of Boone) Bobo, Britt, Brown, (of White) Bumpass, Burns, Chuck, Cody, Cockrill, Denby, Dickinson, Feltner, Flippin, Frazer, Gillam, Hare, Harrison, Holifield, Hudson, Jordan, Joyner, Keith, Kemp, King, Lee, (of Howard) Lowdermilk, Lowe, Mack, McConnell, McCracken, Miller (of Conway) Minor, Montgomery, Moore, Morris (of Stone) Owen, Riddick, Roden, Ryles, Stanley, Tate, Taylor, Thomas, Turner, Warner, Williams, = 47.

In the affirmative, 27

In the negative 47

So the House refused to concur in Senate amendment Seven, Walker (of Washington) answered to his name.

Amendment Eight: In section One, subdivision 23, was read,

On the motion of Mr. Flippin, that the House do concur in the Eight amendment, the ayes and nays were called, and the call being sustained, the Clerk called the roll; The following members voted in the affirmative; Messrs, Archer, Burnett, Braly, Burke, Carter, Cunningham, Dawson, Flippin, Greening, Haney, Holder, Minor, Murphy, Owen, Pindall, Priddy, Quarles, Riddick, Stubbs, Thomas, Tyson, Walker, (of Columbia,) Walker, (of Washington) Washburn) & Mr Speaker, 25,

On the negative; Askew, Barry, Black (of Boone)

Blackwood, Bobo, Brown (of White) Bumpass, Burns, Chuck, Coody, Creekmore, Davidson (of Izard) Denby, Dickinson, Feltner, Fraser, Gillam, Hare, Harrison, Holifield, Hudson, Jordan, Joyner, Keith, Kemp, King, Lee (of Howard) Lowder-Miller, Love, Mack, Martin, McCormell, McCracken, McMurtrey, Miller, (of Conway) Montgomery, Moore, Morris, (of Stone) Roden, Ryles, Simmons, Stanley, Steel, Tate, Taylor, Turner, Warner, Williams, -48.

In the affirmative, 25
In the negative 48.

So the House refused to concur in Senate amendment Eight,

Amendment Nine: In section one; subdivision 27 was read,

On motion of Mr. Blackwood, the House concurred in Senate amendment Ninth;

Amendment Ten, In section one, subdivision 28, was read:

On motion of Mr. McCormell, the House concurred in Senate amendment Tenth,

Amendment Eleven, In section one, subdivision 56 was read,

On motion of Mr. Mack, the House concurred in Senate amendment Eleventh,

Amendment Twelve: In section one, Subdivision 58, was read;

On motion of Mr. Stubbs, the House refused to concur in Senate amendment Twelfth,

Amendment Thirteen; additional subdivision 59, was read, On motion, of Mr. Mack, the House refused to concur in Senate amendment Thirteenth,

Amendment Fourteen, additional subdivision 60, was read,

Mr. Archer moved that the House do not concur in the amendment; upon which motion the ayes and nays were called, and the call being sustained, the Clerk called the Roll,

The following members voted in the affirmative: Messrs Archer, Barry, Black, (of Bronc) Bobo, Braly, Bumpass, Crosby, Feltner, Flippin, Fraser, Harrison, Jordan, Keith, Kemp, King, McCracken, Miller, (of Conway) Moore, Payne, Roden, Simmons, Stanley, Taylor, Turner, Turner, Washburn, Williams, and Mr. Speaker = 28

In the negative: Messrs, Askew, Burnett, Blackwood Britt, Brown (of White) Bruce, Bunn (Ward), Carter, Celuck, Creekmore, Cunningham, Davidson, Dawson, Demby, Dickinson Greening, Hanly, Hare, Holder, Holmes, Hudson, Joyner, Lowdermilk, Lowe, Martin, McConnell, McKintrey, Miller (of Clark) Minor, Montgomery, Morris, (of Stone) Murphy Owens, Pindall, Priddy, Quarles, Riddick, Ryles, Stubbs, Tate, Thomas, Tyson, Walker, (of Columbia) Walker (of Washington) = 44.

In the affirmative = 28
In the negative = 44

So the motion that the House do not concur in Senate amendment Fourteenth was lost:

On motion of Mr. Hanley, the House then concurred in Senate amendment Fourteenth:

A message was announced from the Senate; Mr. Fatherly, assistant Secretary of the Senate, appeared, and read as follows:

Senate Chamber, March 12, 1879,

Mr. Speaker:

I am instructed by the Senate to inform your Honorable body of the passage of

N.B. 111 N.B. No 111, A Bill to be entitled an act to attach the territory of Clark County, to the Counties of Dallas and Nevada, and for other purposes: Also

N.B. 73 N.B. No. 73, A Bill to be entitled an act to regulate the mode of proposing and voting upon amendments to the Constitution of Arkansas, Also

N.B. 336 N.B. No 336. A Bill for an act to repeal an act approved March 9, 1877, entitled an act to amend section 70 of an act entitled an act fixing the regular terms of holding the County Courts of the State, and fixing the salaries of the County Judges in the several Counties in this State, and to amend sections 20 and 25, and to re-enact, amend and revise section 70

of an act entitled an act fixing the regular terms of holding the County Courts of the State, and for fixing the salary of the County Judges and per diem pay of associate justices in the General Counties in this State;" and herewith respectfully return the same

Jno. T. Mretschman,
Secretary,

Amendment Fifteen: additional subdivision 6b, was read.

Messrs, Conway, Richardson, and Wright answered to their names:

Mr Mallet, (of Columbia) moved that the House do concur in Senate amendment Fifteenth; upon which motion the ayes and nays were called; and the call being sustained the clerk called the roll,

The following members voted in the affirmative: Messrs Archer, Bumpass, Burke, Cunningham, Dawson, Hanly, Halder, Holmes, McCracken, Miller, (of Clark), Minor, Montgomery, Morris (of Stone) Pindall, Quarles, Stanley, Tyson, Mallet, (of Columbia) Mallet, (of Washington) Wright = 20

In the negative; Askew, Barnett, Barry, Black (of Boone) Blackwood, Bobo, Braly, Britt, Brown, (of White) Burns, Carter, Cluck, Conway, Coody, Creekmore, Davidson, (of Izard) Demby, Dickinson, Feltner, Flippin, Fraser, Greening, Harrison, Holifield, Hudson, Jordan, Keith, Kemp, King, Lowdermilk, Lowe, Mack, Martin, McCannell, McHurtrey, Miller, (of Conway) Moore, Owens, Priddy, Richardson, Ryles, Simmons, Stubbs, Tate, Taylor, Thomas, Turner, Warner Washburn, Williams, and Mr. Speaker, = 51.

In the affirmative: 20
In the negative . . . 51,

So the House refused to concur in Senate amendment 15th.

Amendment Sixteen: additional subdivision 6a was read,

On motion of Mr. Mack, the House concurred in Senate amendment Sixteenth,

Amendment Seventeen: To strike out section two was read.

On motion of Mr. McConnell, the House concurred in Senate amendment Seventeenth;

H.B. 307 Mr. Walker, (of Washington) moved to reconsider the vote by which H.B. No. 307 passed; upon which motion the ayes and nays were called, and the call being sustained, the Clerk called the roll,

The following members voted in the affirmative: Messrs. Archer, Barnett, Black (of Bone) Black, (of Randolph) Bobo, Brown Bumpass, Burns, Carter, Chuck, Cody, Creekmore, Davidson, (of Sharp), Davidson (of Izard) Feltner) Flippin, Fraser, Harrison, Holder, Holifield, Hudson, Jordan, Keith, Kemp, King, Lowenfield, Mack, Martin, McConnell, McCracken Miller, (of Conway) Moore, Morris (of Stone) Owen, Roden, Simmons, Thomas, Turner, Warner, Washburn, = 40

In the negative: Askew, Blackwood; Braly, Britt, Burke, Conway, Cunningham, Dawson, Denby, Dickinson, Gillam, Greening, Hardy, Hare, Holmes, Lowe, Miller (of Clark) Minor, Montgomery, Pindall, Priddy, Richardson, Ryles, Stanley, Stubbs, Tate, Tyson, Walker, (of Columbia) Walker, (of Washington) Wright, and Mr. Speaker, = 31.

In the affirmative 40
In the negative : 31

So the motion to reconsider prevailed;

A message was announced from the Senate: Mr Faulkner Assistant Secy appeared and read as follows

Senate Chamber, March 12 1879.

Mr. Speaker: I am instructed by the Senate to inform your Honorable body of the passage of

H.B. 334 H.B. No. 334, A Bill for an act to be entitled an act to amend an act entitled an act to regulate the letting of Public contracts, approved Nov. 28, 1874. Also

H.B. 211 H.B. No. 211, An act to be entitled an act to amend Section 3076 of Gantt's Digest; Also;

H.B. 26 H.B. No. 26, A Bill to be entitled an act to give Justices of the peace of this State exclusive jurisdiction in cases of misdemeanor,

And herewith respectfully return the same,

Sam. T. Kretschmar, Secretary.

H.B. 307 The question being shall H.B. No 307 pass; the Clerk called the Roll.

The following members voted in the affirmative: Messrs. Askew, Blackwood, Britt, Burke, Conway, Cunningham, Dawson, Demby, Dickinson, Gillam, Greening Hanly, Hare, Holder, Holifield, Holmes, Joyner, Martin, McMurtrey, Miller (of Clark) Minor, Montgomery, Owen, Pridgen, Priddy, Richardson, Ryles, Stanley, Steel, Tate Tyson, Walker, (of Columbia) Walker, (of Washington) Washburn, Wright, and Mr. Speaker = 36:

In the negative: Messrs: Archer, Barnett, Black (of Randolph) Bobo, Brown (of White) Creekmore, Davidson (of Izard, Flippin, Fraser, Harrison, Jordan, Kemp, King, McCennell, McCracken, Miller, (of Conway) Rosen, Simmons, Taylor, Turner, and Warner = 22:

In the affirmative	36
In the negative	22
absent and not voting	35
	93

So HB No. 307, Passed:

A message was announced from the Senate by Mr Fatherly its Assistant Secretary appeared and read as follows:

Senate Chamber
March 12th 1879

Mr Speaker

I am instructed by the Senate to inform your honorable body that the Senate insists upon its Amendments to
HB 337 HB No 337. An act providing for the Expenses of the Executive Legislative and Judicial Departments of the State government and herewith respectfully transmit the same

Lon D. Kretschmar
Secretary

Mr Stubbs moved that the Chair appoint a conference committee to consist of three members on the part of the House for the purpose of conferring with a like committee from the Senate to consider the amendments made by

the Senate to HB No 337.
which was agreed to
The Speaker appointed as such Committee on the part of the House Mess Stubbs, Dickinson and Cooley

A message was announced from the Senate
The Assistant Secretary Mr Fu[illegible] duly appeared and read as follows.

Senate Chamber
March 12. 1879

Mr Speaker
I am instructed by the Senate to inform your honorable body that the Senate has appointed Senators Jud[illegible] Kiss, Dipton and Mitchel on the part of the Senate as a Committee of conference to act with a like committee on the part of the House regarding the amendments to HB No 337. and herewith respectfully transmit the same

Lon I. Kretschman
Secretary

Upon leave granted
Mr Mack introduced the following resolution
Resolved that the House of Representatives do adjourn its present Session to morrow the 13th day of March 1879 at 12 Oclock M.

On motion of Mr Fraser the resolution was amended and the words "House of Representatives" stricken out and the words "General assembly inserted in lieu thereof.

Mr Morris of Stone offered a Substitute as follows

Resolved by the General Assembly of the State of Arkansas the Senate concurring that the Speaker of the House of Representatives and the President of the Senate be and are hereby directed to adjourn their respective Houses sine die on the 13th day of March 1879 at 12 Oclock M.

Mr Brown of White moves to adopt the Substitute

On motion of Mr Richardson the Resolution and Substitute were laid on the table Aea

On motion of Mr Harrison the House at 11.15 Oclock P.M. adjourned

John G. Rolland
Clerk

J. T. Beauden
Speaker

House of Representatives.

Little Rock Arkansas.
Thursday, March 13, 1879.

The House met, pursuant to adjournment, at 9 o'clock a.m. The Speaker in the Chair.

The Clerk called the Roll, and the following members answered to their names: Messrs. Archer, Askew, Barry, Black (of Boone), Black, (of Randolph) Blackwood, Bobo, Braly, Brinkley, Britt, Brown (of White) Bunce, Burns, Carter, Chick, Coady, Creekmore, Cunningham, Davidson (of Sharp) Davidson (of Izard) Dawson, Demby, Dickinson, Feltner, Fishback, Flippin, Fraser, Gillam, Greening, Hanly, Hare, Harrison, Halder, Halfield, Holmes, Hudson, Jordan, Joyner, Keith, Kemp, King, Lee (of Howard) Lee, (of Newton) Lowdermilk, Lowe, Mack, Martin, McConnell, McCracken, McMurtrey, Miller, (of Clark) Miller (of Conway) Minor, Montgomery, Morris (of Carroll) Morris (of Stone) Murphy, Owens, Payne, Pindall, Priddy, Quarles, Raden, Ryles, Simmons, Stanley, Steel, Stubbs, Tate, Taylor, Thomas, Turner, Tyson, Walker, (of Columbia) Walker (of Washington) Warner, Washburn, Williams, and Mr. Speaker:

Quorum Present.

On motion, leave of Absence was granted Mr. Moore.

Rev. Mr Dyer, Chaplain, offered Prayer.

The journal of the preceding days proceedings was read and no objections being offered, it was signed by the Speaker and Clerk of the House.

On motion, leave was granted Mr Minor to introduce the following Resolution:

Resolved, That the Speaker and Clerk of the House of Representatives be authorized to certify to the account of Fred Smith for Thirty Dollars, being amount due to Fred Smith for services rendered as janitor to the Committee on Judiciary during the present session of the General Assembly.

Which resolution was adopted by the House.

On motion, leave was granted Mr. Stubbs to report from Joint Committee on Conference, on Senate amendments to H.B. No. 388, The Report is as follows:

Mr. Speaker:

Your conference committee, to which was referred Senate amendments to House Bill No 388, a Bill for an act providing for the expenses of the Executive and judicial departments of the State Government; having duly considered such of said amendments as are not concurred in by the House of Representatives, most respectfully submit for your favorable consideration the following report:

Your Committee unanimously recommend:

First: That the House do concur in Senate amendment No 2: which strikes out $6.600,00 in subdivision 8, and inserts $10,000 00

Second; That the House do concur in Senate amendment No 3 which strikes out of subdivision No 10 the figures $4,200 00 and inserts $24,800 00.

3d That the House do concur in Senate amendment No 4, which strikes out of subdivision 12, the figures $6000 00 and inserts $10.000 00

4th That the House do concur in Senate amendment No 5. which strikes out of subdivision 14 the figures $6000 00, and inserts $10.000 00

5th That the House do concur in Senate amendment No 7 which allows the Governor $1.800 00 for clerk hire; and an additional clerk,

6th That the House do concur in Senate amendment No 8 which strikes out of subdivision 23 the figures $500 00 and inserts $1.000 00.

7th That the House do concur in Senate amendment No 15 which appropriates $1500 00 for clerk hire and contingent expenses for Attorney General's office.

8th That the Senate do recede from its amendment, striking out subdivision 58, which provides for past contingent expenses of office of Superintendent of Public Instruction.

9th That the Senate do recede from its amendment No 13 appropriating to the Governor $1,200 00 for mansion rent.

All of which is most respectfully submitted.

Stubbs

for Committee,

On motion of Mr. Hanly, the report was adopted by the House,

On motion of Mr. Stubbs, the recommendations of the Joint Concurrence Committee were taken up seriatim.

Recommendation First was taken up, read, and adopted; The House thereby concurring in Senate Amendment No 2.

Recommendation Second, was taken up, read and adopted; The House thereby concurring in Senate Amendment No 3.

Recommendation Third was taken up read and adopted; The House thereby concurring in Senate amendment No. 4.

Recommendation Fourth, was taken up, read and adopted. The House thereby concurring in Senate amendment No 5.

Recommendation Fifth, was taken up, read and adopted. The House thereby concurring in Senate amendment No 7.

Recommendation Sixth was taken up, read and adopted. The House thereby concurring in Senate amendment No 8.

Recommendation Seventh, was taken up, read, and adopted. The House thereby concurring in Senate amendment No 15.

On motion of Mr. Flippin; the rules were suspended,
H.B. 285. and H.B. No 285. was taken up: for concurrence in Senate amendment.

The Senate amendment was read.

Mr Stubbs moved that the House do concur in the Senate amendment: which motion the House by a rising vote of 49 yeas to 8 nays, adopted;

So the House does concur in Senate amendment to HB No 285.

On motion of Mr. Stubbs, the rules were suspended, and
H.B. 153. H.B. No 153 was taken up:

Mr. Thomas moved to reject the Bill: upon which motion the ayes and nays were called; and the call being sustained the Clerk called the roll:

The following members voted in the affirmative, Messrs Barnett, Blackwood, Brinkley, Brite, Brown (of White) Bumpass, Burns, Cunningham, Davison, Lee (of Howard) Lowdermilk Lowe, Mask, McMurtrey, Montgomery, Payne, Pindall, Priddy

Pearce, Ryley, Simmons, Steel, Taylor, Thomas, Washburn = 25

In the negative: Messrs. Ashton, Barry, Black (of Boone) Black (of Randolph) Bobo, Brady, Burns, Carter, Chick, Curdy Creekmore, Davidson (of Sharp) Davidson (of Izard) Denby, Feltner, Fishback, Flippin, Fraser, Gillam, Greening, Hanly Harrison, Holder, Holifield, Holmes, Hudson, Jordan, Joyner, Keith, Kemp, King, Lee (of Newton) Martin, McDonnell, McCrackin, Miller (of Clark) Miller (of Conway) Morris (of Carroll) Morris (of Stone) Owens, Riddick, Roden, Stanley, Stubbs, Tate, Turner, Tyson, Walker (of Columbia) Walker (of Washington) Warner, and Mr. Speaker = 51

In the affirmative = 25
In the negative 51

So Mr. Thomas' motion to reject was lost.

A message was announced from the Senate: Mr. Fatherly, Assistant Secretary of the Senate, appeared and read as follows:

Senate Chamber, March 18, 1879.

Mr. Speaker: I am instructed by the Senate to inform your Honorable Body, That the Senate has adopted the report of
H.B. 337 the joint Conference Committee on H.B. No. 337, and has receded from its amendment, striking out the 58th subdivision of the Bill and also from its amendment to subdivision 13 appropriating $1,200.00 for mansion rent for the Governor, and herewith respectfully transmit the same.

Jno T. Kretschmar,
Secretary

S.B. 153 On motion, the rules were suspended, and S.B. No 158 was read a second time.

A message was announced from the Senate.

Mr. Fatherly, Assistant Secretary of the Senate, appeared and read as follows:

Senate Chamber, March 19, 1879

Mr. Speaker: I am instructed by the Senate to inform your Honorable Body of the Rejection by the Senate of H.J.R. No. 21, proposing an amendment to the Constitution, and herewith respectfully returns the same.

Jno T. Kretschmar,
Secretary.

Mr. Riddick moved to strike out the last subdivision of the 1st section, fixing the per diem and pay of members of the General Assembly,

Which motion was adopted by the House:

On motion of Mr Walker (of Washington) the rules were suspended, and the Bill was read the third time:

The question being shall the Bill pass, the Clerk called the Roll;

The following members voted in the affirmative Messrs. Aslew, Barnett, Black, (of Bonne) Black, (of Randolph) Blackwood Bobo, Braly, Brown (of White) Bumpass, Burns, Carter, Cluck, Coody, Creekmore, Cunningham, Davidson (of Sharp) Davidson (of Ogard) Demby, Feltner, Fishback, Flippin, Gillam, Greening, Harley, Harrison, Halder, Halifield, Holmes, Jordan, Keith, Kemp, King, Lee (of Howard) Lee (of Newton) Lowdermick Mack, Martin, McConnell, McCracken, McMurtrey, Miller (of Conway) Morris, (of Carroll) Morris (of Stone) Murphy, Owens, Payne, Priddy, Riddick, Roden, Simmons, Steel, Stubbs, Tate, Taylor, Thomas, Turner, Tyson, Walker (of Columbia) Walker, (of Washington) Warner, = 60.

In the negative: Barry, Burke, Dawson, Lowe, Pindall, Quarles, Stanley, Williams, and Mr. Speaker = 9.

In the affirmative: 60
In the negative 9
absent and not voting 24
93

H.B. 153. So S.B. No. 153 Passed,

On motion, Mr. Simmons was granted leave to hand in the report of the majority of joint Committee on Penitentiary investigation The report is as follows:

Mr. President: The undersigned, members of a joint Committee of the Senate and House of Representatives upon the subject of State Penitentiary, would respectfully report, that they have under consideration for more than four weeks the charge of Dr. A.H. Scott, late Physician to the State prison against the lessee of said State prison, or Penitentiary: that at the request of the party charging and the party charged, they have summoned and caused to be brought before them a large number of witnesses, and have heard and caused

to be recorded in great volume of testimony at a great expense to the State, And your Committee, after a careful examination of each and all of the witnesses produced before them, and a careful weighing and comparing the testimony given by such witnesses, respectfully report as their opinion and conclusion that said charges are in no material points supported by the testimony and they do so report, and ask to be discharged from the further consideration of said charges, And your Committee tenders herewith the testimony adduced and taken before them in that behalf as a part of this their report.

Members of House Committee:

J. G. Simmons
Roderick Joyner,
McLennell,

B. H. Crowley,
Chairman Com.
H. King White,
W. H. C. Reid
Benjamin Harris,
C. H. Carlton
M. J. Mulkey.

From all evidence I have been able to see, the above report is fully sustained,

Hume H Davidson,

Mr. Barry, submitted the following minority report from same Committee:

To The Speaker of the House,

The undersigned, composing the minority of the joint committee of the General assembly on the Penitentiary to whom was referred the charge of Dr. A. H. Scott, physician to the Penitentiary against Zeb Ward, Lessee, would respectfully dissent from the majority, and ask leave to submit the following report: We do insist that there was a culpable neglect of the sick, especially within the hospital in the penitentiary; and inhuman treatment of prisoners by those under whose direction they were worked, A number of the Physicians who attended the Penitentiary in an official capacity in the absence of the physician in charge, as well as Dr. Scott himself, testify to the fact that the sick were not furnished with such food and stimulants as their condition required; nor were the same furnished oftentimes when demanded. There is a preponderance of testimony going to show that the Hospital in the Penitentiary, at least for the most part of the last two years, from its filthy condition was a nuisance, which fact the lessee himself admitted to your Committee,

As to whom the responsibility of the condition of the hospital is chargeable, the minority submit is a question of law, the interpretation of which your Committee are not called upon to determine. Your minority Committee believe from the testimony taken by the joint Committee that there were a number of prisoners inhumanely and brutally punished by whipping, and prostrated by overwork. The joint Committee have labored long and faithfully in the effort to ascertain the facts and to do justice to all parties interested in this investigation. Having taken several hundred pages of testimony and are finally unable to agree. Therefore your minority would respectfully submit that in their judgment the Charges preferred by the physician in charge against the lessee are in many particulars sustained by the evidence. All of which is respectfully submitted.

On the part of the Senate

H. B. Chism,
H. C. Tipton,

On the part of the House:

D. A. Barker, Chm.,
Wm. H. Barry,
Jas. M. Archer,
Jas. H. Fraser,
L. Thos. Holmes.

On motion of Mr Braly, the majority and minority reports of the Joint Committee on Penitentiary investigation were laid upon the table.

Mr. Davison, arose to a question of privilege, and moved that the House do now take up the reports of the Committee on Bribery investigation; So ordered by the House.

Mr. Coody offered the following resolution:

Resolved: That it is the opinion of this House, from the evidence taken and submitted by the Bribery investigation Committee, that G. B. Halfield and W. H. Furbush, members of this House were approached with offers of money to influence their votes in the late senatorial election; But that neither of the Honorable candidates for that office had any knowledge or participation therein.

A message was announced from the Senate.

Mr. Fairbrey, assistant Secretary of the Senate, appeared and read as follows:

Senate Chamber, March 13, 1879.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable body of the passage of

H.B. 10 H.B. No 10, an act to be entitled an act to regulate the sale of property under mortgages and deeds of trust.

H.B. 187 Also: H.B. No 187, an act entitled an act to amend section 1881 Gantt's Digest.

And herewith respectfully return the same.

Lou. T. Kretschmar,

Secretary.

The question being upon the passage of the Resolution offered by Mr. Coody:

Mr. Fraser moved the previous question: which being ordered; and

The question being shall the Resolution pass;

The ayes and nays were called for; and the call being sustained, the Clerk called the Roll:

The following members voted in the affirmative, Messrs. Archer, Askew, Black (of Randolph) Bobo, Braly, Britt, Brown, (of White) Bumpass, Burrce, Celuck, Coody, Cunningham, Davidson, (of Izard) Demby, Feltner, Flippin, Fraser, Gillam, Holmes, Jordan, Joyner, Keith, Lowdermilk, Mack, McCracken, Minor, Morris (of Carroll) Morris (of Stone,) Owen, Pridale, Priddy, Quarles, Riddick, Roden, Ryles, Simmons, Stubbs, Tate, Taylor, Turner, Tyson, Walker, (of Washington,) Warner, Washburn, Williams, = 45.

In the negative: Messrs, Brinkley, Carter, Hardy, Holder, McCormell, Miller (of Clark) Miller (of Conway) Thomas Wright = 9.

The following members were excused from voting: Messrs, Dawson, Halifield, Kuig, Lowe, Payne, and Mr. Speaker:

In the affirmative, 45
In the negative 9

So Mr. Coody's Resolution was adopted by the House,

Mr Hanly sent to the Clerk's desk the following explanation of his vote upon Mr Brady's Resolution:

Mr. Speaker:

I vote against the resolution pending, on the ground that I have not had time to read, and have not read the evidence; and therefore do not know whether the facts justify the resolution T. B. Hanly.

Mr. Stubbs moved to reconsider the vote by which H.B. No 104 was tabled.

Mr Hanly was called to the Chair.

A message was announced from the Senate:
Mr Fatherly, assistant Secretary of the Senate appeared, and read as follows:

Senate Chamber, March 13, 1879.

Mr. Speaker: I am instructed by the Senate to inform your Honorable body of the passage of H.B. No. 307, a
H.B. 307 Bill to be entitled an act to settle the debt due from the State to L.L. Johnson and D.H. Reynolds, and the debt due to her from them, and herewith respectfully return the same.

Jno. T. Kretschman,
Secretary.

Mr Williams sent to the Clerk's desk the following explanation of his vote upon H.B. No. 153.

H.B. 153 (Explanation of vote.) Mr Speaker, On the Bill reducing the salaries of officers of the State government, I vote no, and desire the journals to show I voted under a misapprehension, and was in favor of the Bill; and desire the journals to so show.

Williams,

On motion of Mr Flippin, the House at 12 07 o'clock P.M. took a recess until 2 30 o'clock P.M.

After Recess, at 2.30 o'clock P.M.

The Speaker resumed the Chair, and the Clerk called the Roll.

The following members answered to their names:

Messrs:
Askew, Barnett, Barry, Black (of Bone) Black (of Randolph) Bobo, Britt, Brown (of White) Bumpass, Burns, Cluck, Conway, Coody, Creekmore, Denby, Feltron, Fishback, Flippin, Fraser, Furbush, Gillam, Hanly, Harrison, Hobson, Holder, Holifield, Holmes, Jordan Joyner, Keith, King, Lee (of Howard) Lowdermilk, Love, Martin, McConnell, McCracken, McMurtrey, Miller (of Clark) Miller (of Conway) Montgomery, Morris (of Carroll) Morris (of Stone) Murphy, Pindall, Quarles, Roden, Ryles, Stanley, Steel, Stubbs, Tate, Turner, Washburn, Williams, and Mr. Speaker. ...Quorum Present.

Mr Kemp answered to his name.

On motion of Mr Bumpass, the rules were suspended, and S.B. No 154 was taken up, and on further suspension of the rules was read second time.

S.B. 154.

On motion of Mr Bumpass, the rules were suspended, and S.B. No 154 was read a third time.

" "

The question being shall the Bill pass, the Clerk called the Roll:

The following members voted in the affirmative: Messrs: Askew, Barnett, Barry, Black (of Bone) Britt, Bumpass, Cluck, Conway, Davidson (of Izard) Fishback Flippin, Greening, Hanly, Harrison, Holder, Holmes, Hudson, Jordan, King, Lee (of Howard) Lowdermilk, Love, McConnell, McMurtrey, Miller (of Clark) Miller, (of Conway) Morris, (of Carroll) Pindall, Tate, Turner, Tyson, and Mr. Speaker = 32.

In the negative: Archer, Black (of Randolph) Bobo, Brown (of White) Burns, Coody, Creekmore, Davidson (of Sharp) Dawson, Denby, Feltron, Fraser, Gillam, Holifield, Joyner, Keith, Martin, McCracken, Minor Montgomery, Morris (of Stone) Murphy, Owens, Quarles, Roden, Ryles, Stanley, Steel, Stubbs, Washburn, and Williams = 31

In the affirmative:	32
In the negative	31
Absent and not voting	30
	93

S.B. 104. So S.B. No 104 Passed

The Speaker appointed Messrs Stubbs and Richardson, in place of Messrs Jameson and Maynard, upon the Committee on enrolled Bills;

On motion of Mr. Pindall, the rules were sus-
HB 254 pended, and H.B. No. 254, was taken up for consid-
#1415 (1) eration of Senate amendment. The amendment was read

Mr. Pindall moved that the House do concur in Senate amendment to H.B. No 254;

Which motion was agreed to;

So the House does concur in Senate amendment to H.B. No. 254,

Mr. McCracken moved that the House do now adjourn;

Upon this motion the ayes and nays were called, and the call being sustained, the clerk called the Roll;

The following members voted in the affirmative Messrs. Archer, Baskerville, Burnett, Bobo, Brown (of White) Burns, Coody, Creekmore, Davidson (of Sharp) Davidson, (of Ogard) Flippin Furbush, Greening, Harrison, Holifield, Jordan, Keith, King, Lee (of Howard) Lowdermilk, Lowe, McCracken, McMurtrey, Miller (of Conway) Minor, Morris (of Carroll) Morris (of Stone) Owens, Quarles, Roden, Tate, Taylor, Turner, Washburn, and Williams, = 35

In the negative: Black, (of Boone) Black, (of Randolph), Bell, Bumpass, Chick, Conway, Cunningham, Dawson, Demby, Feltner, Gillam, Hanly, Hobson, Holder, Holmes, Hudson, Joyner, Lee (of Newton) Martin, McConnell, Miller (of Clark) Montgomery, Murphy, Pindall, Riddick, Ryles Stanley, Steel, Stubbs, Tyson, Wright and Mr. Speaker - 31

In the affirmative 35
In the negative 31

So at 2 50 o'clock P.M. the House adjourned.

J. R. Bearden
Speaker,

John G. Holland
Clerk,

We, the undersigned, a majority of the Committee upon Journals, have, according to law, read and examined the proceedings of the last day's session of the House of representatives, hereinbefore recorded, and find them correct; and signed by the Speaker and Clerk of the House:

Geo. R. Taylor Chm.
J M King
E H Gordon
Lewis R Brown
Isaac Harrison.